



**WALWORTH COUNTY BOARD OF SUPERVISORS
MEETING**

TUESDAY, DECEMBER 13, 2011 AT 6:00 P.M.

County Board Room
Walworth County Government Center
100 W. WALWORTH STREET
ELKHORN, WI

Nancy Russell – Chair
Dan Kilkenny – Vice Chair

Board of Supervisors

A G E N D A

Call to Order

Pledge of Allegiance

Invocation

- Randy Hawkins, Walworth County Board Supervisor, District #10

Roll Call

Withdrawals from Agenda, if any

Approval of the Agenda

Approval of the Minutes

- November 1, 2011 Public Budget Hearing
- November 8, 2011 County Board Meeting

Comment Period by Members of the Public Concerning Items on the Agenda

Special Order of Business

- Presentation of “Friend to NAMI Walworth” award in recognition of Walworth County Department of Health and Human Services for outstanding support and positive contributions to NAMI Walworth and to the cause of mental illness awareness, advocacy and education

Appointments/Elections

1. Local Emergency Planning Committee
 - David Bretl
 - Michael Ciardo
 - Shane Crawford
 - John R. Ennis
 - David Fladten
 - David Graves
 - Patricia Grove
 - Eric Hudson
 - Senator Neal Kedzie
 - Kevin Kennedy
 - Richard Kuhnke
 - Jim Obligato
 - Jason Roberts
 - Nancy Russell
 - David Thompson
 - Bruce Vanderveen(Recommended by the Executive Committee 5-0)

100 W. Walworth
PO Box 1001
Elkhorn, WI 53121
262.741.7943 tel
262.741.4390 fax

Communications and Matters to Be Referred

1. Claims Received After Agenda Mailing

2. Claims: None.
3. Correspondence from Chair Russell Urging Adoption of Resolution No. 74-12/11 Supporting a Land Acquisition by the City of Lake Geneva for Conservation and Recreational Purposes. (It is anticipated that the County Board will suspend its rules to take action on the resolution at the December 13, 2011 County Board Meeting)
4. Correspondence from the City of Delavan regarding a plat of subdivision contemplated in the Town of Delavan and located within the City's extraterritorial jurisdiction (To be referred to the County Zoning Agency)
5. Correspondence from Gene Pulera and Margaret L. Pulera, M.D. regarding Public Health and the Use of Spray Irrigation (including Center Pivots) for Liquid Manure Disposal (To be referred to the County Zoning Agency)
6. Correspondence from Frank Raidl, Southern Lakes Evangelical Free Church, regarding potential space available at the Government Center for a teen center (To be referred to the Public Works Committee)
7. Communication from Waukesha County regarding Year 2011 Approval of Amendment to the Comprehensive Development Plan (To be placed on file) (The disk containing the plan is available for viewing in the County Clerk's Office)
8. Correspondence from Walworth County Metropolitan Sewerage District regarding approved rates for 2012 (To be placed on file) (The packet including the 2012 rates can be viewed in the County Clerk's office)
9. Release of Raze Order received from the Treasurer's Office for property located in the Town of Bloomfield (To be placed on file)
10. Raze Order received from the Treasurer's Office for building located at 58 East Walworth Avenue, Delavan, Wisconsin (To be placed on file)
11. Report of the County Clerk Concerning Communications Received by the Board and Recommended to be Placed on File
12. Report of the County Clerk Concerning Communications Received by the Board After Agenda Mailing
13. Report of the County Clerk Concerning Zoning Petitions (To be referred to the County Zoning Agency)

Unfinished Business

New Business

Reports of Standing Committees

County Zoning Agency Report of Proposed Zoning Amendments

1. Gregory G. & Annette M. Walbrandt , Nancy C. Walbrandt, Town of Lafayette, Rezone .361 acres of A-5 to A-1 and Rezone .733 acres of A-1 to A-5 – Approved: 5-0 (November 17, 2011 County Zoning Agency Public Hearing)
2. Community Action, Inc. of Rock and Walworth Counties, Town of Darien, Rezone approximately 2.22 acres of B-4 and A-1 to P-2 – Approved: 5-0 (November 17, 2011 County Zoning Agency Public Hearing)

Human Resources Committee

1. Ord. No. 701-12/11 – Amending Sections 15-552 and 15-743 of the Walworth County Code of Ordinances Relating to Contributions and Military Leave – *Vote required: Majority* (Recommended by the Human Resources Committee 4-0)
2. Ord. No. 702-12/11 – Amending Sections 15-531 and 15-532 of the Walworth County Code of Ordinances Relating to Health Insurance for New Hires and Sworn Staff – *Vote required: Majority* (The Human Resources Committee will consider at a special meeting prior to the December 13, 2011 County Board meeting)
3. Ord. No. 703-12/11 – Amending Section 15-17 of the Walworth County Code of Ordinances Relating to an HS Worker IV Position in Health and Human Services – *Vote Required: Majority* (The Human Resources Committee will consider at a special meeting prior to the December 13, 2011 County Board meeting)
4. Res. No. 72-12/11 – Adopting Revised Insurance Premium Equivalents for 2012 – *Vote Required: Majority* (The Human Resources Committee will consider at a special meeting prior to the December 13, 2011 County Board meeting)

Public Works Committee

1. Ord. No. 704-12/11 – Amending Chapter 16 of the Walworth County Code of Ordinances Relating to Use of the Lakeland School – *Vote Required: Majority* (Recommended by the Public Works Committee 3-0)
2. Res. No. 73-12/11 – Supporting the Research of Options Pertaining to the Housing Needs of the Child Advocacy Center and the Association for Prevention of Family Violence – *Vote Required: Majority* (Recommended by the Public Works Committee 3-0)

Reports of Special Committees

Comment Period by Members of the Public Concerning Items Not on the Agenda

Chairperson's Report

Adjournment

Kimberly S. Bushey

Walworth County Clerk

**Supervisors and Committees: Please submit titles for January 10, 2012 agenda items on or before Wednesday, December 28, 2011.

**WALWORTH COUNTY BOARD OF SUPERVISORS
PUBLIC BUDGET HEARING
NOVEMBER 1, 2011**

The meeting was called to order at 6:04 p.m. by Chair Russell at the Walworth County Government Center, 100 W. Walworth St., Elkhorn, Wisconsin.

Roll call was conducted and the following Supervisors were present: Richard Brandl, Jerry A. Grant, Randy Hawkins, Kathy Ingersoll, Vice-Chair Daniel G. Kilkenny, Carl Redenius, Joe Schaefer, Rick Stacey, David A. Weber, and Chair Nancy Russell. Absent: 1 – Russ Wardle. A quorum was established.

Approval of the Agenda

On motion by Supervisor Brandl, seconded by Supervisor Grant, the agenda was approved by voice vote.

Motion to Convene as “Committee of the Whole”

On motion by Supervisor Schaefer, seconded by Supervisor Grant, the Board convened as a “Committee of the Whole.”

Finance Committee Chair to Conduct Public Budget Hearing

Chair Russell turned the meeting over to Administrator Bretl.

Presentation of the Executive Summary:

Administrator Bretl welcomed everyone to the Public Budget Hearing. He said this is an opportunity for Supervisors to hear comments from the public and formulate budget amendments. He also said Supervisors have been given a deadline for when to submit their budget amendments. The budget adoption is scheduled for Tuesday, November 8, 2011. Administrator Bretl turned the hearing over to Deputy County Administrator-Finance Nicki Andersen for the presentation of the preliminary budget.

Deputy County Administrator-Finance Andersen thanked everyone for coming to this presentation. She introduced Jessica Lanser, Comptroller of Walworth County, to present the 2012 Preliminary Budget Presentation.

Ms. Lanser began the presentation by stating that the County achieves a budget with a 0.14% increase from the 2010 total tax levy, which is the lowest increase since 1996. She explained the different parts that make up the Property Tax Bill, which are: State of Wisconsin; County of Walworth; City, town, or village; Gateway Technical College; School District(s); and Special taxing districts. The county portion of the tax bill is approximately 21% of the total tax bill; however, depending on the municipality in which you reside, the county portion of the property

tax bill can be as low as 8.5% or as high as 31% of the total tax bill. The county portion of the property tax bill is broken down further into four parts: Library Levy, Debt Service, Children with Disabilities Education Board (CDEB), and Other Operating Levy. Without the library portion, the total levy decreased .2% from last year. The library levy will see an increase of 6.57% from last year. Townships are the primary source of funding for county libraries.

Ms. Lanser discussed the main points that have driven the 2012 budget, which are the poor economy, state legislature and budget changes, and strategy and future planning. She continued with an explanation of the 2012 preliminary revenues and expenses.

Ms. Lanser concluded the presentation by stating the 2012 Preliminary Budget is available for review in the County Clerk and Finance offices as well as on the county website (www.co.walworth.wi.us).

Chair Russell thanked Ms. Lanser for the presentation.

Public Comments and Questions

Mike Van Den Bosch, 300 S. Edwards Blvd., Lake Geneva. Mr. Van Den Bosch said it has been a pleasure to serve Walworth County as the Executive Director of Walworth County Economic Development Alliance (WCEDA). He also said they have made a lot of progress in the organization over the last year. Over the last year, he has visited with 40 of the county's largest employers to discuss any issues, plans, and their projections for the future. Over the next year, he plans on continuing to work with their partners, such as UW-Extension and Workforce Development Board, to address some of the issues and concerns that employers have. He also said there are many encouraging things happening in the state and we can benefit from these changes.

Bruce Kepner, 6 North Strathfield Circle, Madison. Mr. Kepner said it has been a pleasure to serve as President of WCEDA. He appreciates the support for economic development. He stated Walworth County has done a tremendous job in managing its finances. He also stated the county has WCEDA's commitment to work in partnership with the county in 2012.

Lori Glas, LPN at Health & Human Services. Ms. Glas spoke to the board regarding positions that are being eliminated at Health and Human Services. She is an LPN that works with the mentally ill as well as the underinsured and the indigent. She said that the current procedures in place are not working. She stated that management wants to reduce to one registered nurse and add one part-time LPN. She expressed concern how this is going to work if hours are being cut. She said a clerical person is not able to do the work that they do and a part-time LPN will not be able to handle all the phone calls and paperwork. She asked the board to consider this.

Kim Peterson, W768 Dixon Drive, Burlington. Ms. Peterson is a Walworth County resident and is employed at Racine County as a registered nurse. Ms. Peterson referenced to those that spoke from WCEDA and stated she does not see jobs being created. She said the county is balancing its budget based on the wages and benefits of employees and that is not fair. She expressed concern regarding tax codes and the need to close loopholes in the code.

Hearing no other requests for public comment Chair Russell asked for a motion to close the Public Hearing.

Motion to Close Public Hearing

On motion by Supervisor Weber, seconded by Supervisor Schaefer, the Public Budget Hearing was closed.

Chairperson's Report

Chair Russell reminded Supervisors of the next County Board Meeting, which is Tuesday, November 8, 2011 at 6:00 p.m.

Adjournment

On motion by Supervisor Brandl, seconded by Supervisor Weber, the meeting adjourned at 6:58 p.m.

Kimberly S. Bushey
County Clerk

STATE OF WISCONSIN)
)SS
COUNTY OF WALWORTH)

I, Kimberly S. Bushey, County Clerk in and for the County aforesaid do hereby certify that the foregoing is a true and correct copy of the proceedings of the County Board of Supervisors for the November 1, 2011 Public Budget Hearing.

(These minutes are not final until approved by the County Board at the next regularly scheduled County Board meeting.)

**NOVEMBER 8, 2011
WALWORTH COUNTY BOARD OF SUPERVISORS
MEETING**

The Walworth County Board of Supervisors meeting was called to order by Chair Russell at 6:00 p.m. in the County Board Room at the Walworth County Government Center, 100 W. Walworth Street, Elkhorn, Wisconsin.

Roll call was conducted and the following Supervisors were present: Richard Brandl, Jerry A. Grant, Randy Hawkins, Kathy Ingersoll, Vice-Chair Daniel G. Kilkenny, Carl Redenius, Joe Schaefer, Rick Stacey, David A. Weber, and Chair Nancy Russell. Absent: 1 - Russ Wardle. A quorum was established.

Nancy Russell, Walworth County Board Supervisor, District #11, delivered the invocation.

Amendments, Withdrawals, and Approval of Agenda

A motion was offered by Supervisor Schaefer, seconded by Supervisor Grant, to approve the agenda and amend it by moving Finance Committee Item 5, Res. No. 65-11/11, to prior to Unfinished Business. The agenda was approved as amended by voice vote.

Approval of the Minutes

On motion by Supervisor Stacey, seconded by Supervisor Grant, the September 29, 2011 Special County Board Meeting minutes were approved by voice vote.

On motion by Supervisor Hawkins, seconded by Supervisor Weber, the October 11, 2011 Committee of the Whole Meeting minutes, and the October 11, 2011 Walworth County Board Meeting minutes were approved by voice vote.

Comment Period by Members of the Public Concerning Items on the Agenda

Paul Fisher, 408 S. Wisconsin Street, Elkhorn. Mr. Fischer spoke to the board regarding Ordinance No. 692-10/11. He read a handout that he distributed to those present. He asked the board to table this ordinance until it is deemed necessary and he requested that the board do a roll call vote on this ordinance.

Page Grandon, 720 Gregory Court, Walworth. Mr. Grandon is an employee of the Highway Department and he spoke to the board regarding employee policies. He said he feels like the board needs to do additional research on the policies. He also said that he feels he has a good job and has never felt cheated by the highway department. He said the only thing that remains the same after tonight will be the pay. He also said that the changes in the way overtime is calculated are a bad choice, especially since sick time and days off would not count for the 40 hours.

Nick Kasmer, 6517 94th Avenue, Kenosha. Mr. Kasmer is the AFSCME representative for employees of Walworth County. He spoke to the board regarding three areas of concern about the employee policies being discussed. The first issue was just cause protection for employment, which provides a employee can only be disciplined or terminated for just cause. The proposed employee policy before the board calls for at-will employment. He said many area municipalities have kept just cause

employment. The second issue was keeping seniority as it is a legitimate way for the county to make a variety of decisions, such as vacation, layoffs, recalls, etc. He stated it is not illegal in the Act to have seniority. The final issue he spoke of was overtime. He said what is being proposed is the Fair Labor Standards Act for calculation of overtime. He suggested having the benefit credited for hours worked. He asked the board to keep these in mind when debating the policies.

John K. Finley, 127 S. Terrace St., Delavan. Mr. Finley spoke in opposition of Ordinance No. 692-10/11. He requested that the county board table discussion on posting “no firearms allowed” signs for a few months.

Richard Telfer, 304 Woodland Dr, Whitewater. Mr. Telfer is member of the board of directors of WCEDA and Chancellor of UW-Whitewater. He spoke in favor of the environmental impact study for Highway 12 as he feels it would be beneficial to the University and the City of Whitewater. He also spoke in favor of WCEDA as he feels it is doing a strong job in helping this county.

Jeffery Knight, 405 Panther Ct, Whitewater. Mr. Knight spoke to the board as a representative of a newly formed committee, the Greater Whitewater Committee. The purpose of the committee is to work with citizens, elected officials, and policy makers to identify, craft and implement a pro-business agenda that advances the economic, educational, and social policies required to energize and secure Whitewater’s economic future and protect the quality of life. He thanked the hard work of the Walworth County Jurisdictional Highway Committee and the Public Works Committee for recommending the adoption of the 2035 SEWRPC Planning Report #15, 2nd Edition, and recommending approval of the resolution to advance the impact study by the state. He said the Highway 12 bypass has been on the book since 1967. He also said that once the study is completed, he is confident they will receive approval for the expansion. He encouraged the board to adopt Resolution No. 67-11/11.

Patrick Singer, 1011 W. Shaw Ct. #1, Whitewater. Mr. Singer is the Common Council President for the City of Whitewater. He spoke to the board in favor of Resolution No. 67-11/11. He stated the bypass would greatly benefit the City of Whitewater and further enhance the work of UW-Whitewater. He also stated that many industrial transport businesses would benefit from this expansion. He said the Common Council recently passed a resolution unanimously supporting the bypass.

Jim Drescher, 2400 E. Geneva St., Delavan. Mr. Drescher is part-owner of Lake Lawn Lodge and he spoke to the board in regard to cutting the tourism budget. He said tourism needs the county’s involvement as well as each city’s involvement. He said it is important that we all work together as it will help our economy grow and bring more people to this area.

Brett Sundstrom, 1244 Geneva National Ave. N., Lake Geneva. Mr. Sundstrom spoke to the board regarding the tourism budget. He said the latest numbers from 2010 are \$414 million in tourism funding, which is the fourth best year since 1997 and represented the sixth largest contribution to the state’s tourism total revenue stream for 2010. He also said that tourism represents 7700+ jobs in the county. He stated indicators thus far show that 2011 will exceed revenues from 2010; therefore, it would be foolish to cut funding because you do get a return on investment on those dollars put into marketing. He asked the board to protect tourism, the jobs, and the revenue. He said he understands these are difficult times but asked the board to be cognizant of the ability of tourism to generate revenue and jobs for our community.

Anthony F. Balestrieri, W5121 Plantation Rd. Mr. Balestrieri spoke to the board in favor Resolution No. 67-11/11. He said he hoped the board would support the recommendation of the Public Works Committee.

Appointments/Elections

1. Walworth County 911 Governing Board
 - Jean Froggatt – Term to begin retroactive from May 8, 2011 and end May 8, 2013 (Recommended for reappointment by the Executive Committee 5-0)
 - Melody Lentz – Term to begin retroactive from May 8, 2011 and end May 8, 2013 (Recommended for reappointment by the Executive Committee 5-0)
 - Tim O’Neill – Term to begin retroactive from May 8, 2011 and end May 8, 2013 (Recommended for reappointment by the Executive Committee 5-0)
2. Walworth County Workforce Development Board
 - Reappointments:
 - Saul Arteaga - Joe Cardiff
 - Charles Colman - Lisa Furseth
 - Brianna Fox - Michel O’Donnell
 - Thomas Lothian - Marilyn Putz
 - Nancy Russell - Cindy Simonsen
 - Eric Wentz
 - New appointments:
 - Patti Pagel
 - Mike Van Den Bosch

(Recommended by the Executive Committee 5-0)

Supervisor Schaefer offered a motion, seconded by Supervisor Weber, to reappoint Jean Froggatt, Melody Lentz, and Tim O’Neill to the Walworth County 911 Governing Board; to reappoint Saul Arteaga, Joe Cardiff, Charles Colman, Lisa Furseth, Brianna Fox, Michael O’Donnell, Thomas Lothian, Marilyn Putz, Nancy Russell, Cindy Simonsen, and Eric Wentz, and appoint Patti Pagel and Mike Van Den Bosch to the Walworth County Workforce Development Board as recommended by the Executive Committee, by voice vote.

Communications and Matters to Be Referred

Chair Russell announced that unless there was a request for an individual communication to be discussed, the Clerk would dispense with the reading of each title and the Chair would direct that all communications be referred or placed on file as indicated on the agenda.

1. Claims Received After Agenda Mailing – There were none.
2. Claims: Correspondence received in regard to Easement Issue from Richard J. Rakita, Weiss Berzowski Brady LLP, Attorneys at Law (To be referred to the Executive Committee)
3. Resolution No. 2011-10-60 from Lincoln County - Resolution Supporting H.R. 1496 in the U.S. House of Representatives and U.S. Senate Bill 202 to Amend Title 31 United States Code to Audit the Federal Reserve System of the United States (To be referred to the Executive Committee)
4. Resolution No. 41-2011-12 from Outagamie County – Support of Criminalizing Violations of 72-hour No-Contact Condition for Domestic Abuse Offenders (To be referred to the Executive Committee)
5. Communication from Village of Genoa City regarding Resolution #10-13-2011 Amending the Village of Genoa City’s Comprehensive Plan (To be placed on file)
6. Email correspondence received in the County Administrator’s office from Pat Devon in regard to keeping guns out of county-owned buildings (To be placed on file)

7. Notice of Lis Pendens and Resolution and Order to Raze Building received from the Walworth County Treasurer's office regarding an action pending between Town of Delavan and Jay A. Kelly for property located at 1625 Polk Avenue, Delavan (To be placed on file)
8. Report of the County Clerk Concerning Communications Received by the Board and Recommended to be Placed on File
 - There were none.
9. Report of the County Clerk Concerning Communications Received by the Board After Agenda Mailing
 - Resolution No. 69-11/11 – Adopting the Walworth County Library Plan for the Period January 1, 2011 Through December 31, 2012 – To be considered at the November 8, 2011 County Board Meeting
 - Communication from Deputy County Administrator-Finance Nicki Andersen in regard to proposed amendment to Ordinance No. 695-11/11 - Amending Section 30-286 of the Walworth County Code of Ordinances Relative to Fees – To be considered at the November 8, 2011 County Board Meeting
 - Amended Report of the County Clerk Concerning Zoning Petitions – To be referred to the County Zoning Agency
 - Correspondence from the US Department of the Interior Bureau of Indian Affairs concerning a proposal to develop a commercial property in Kenosha, Wisconsin and offer Class III gaming to the public – To be referred to the Executive Committee
 - Communication from County Board Supervisor Randy Hawkins requesting a review of the County's safety procedures be performed and cost study to be completed in the event that Ordinance No. 692-10/11 – Amending Chapter 16 of the Walworth County Code of Ordinances Relating to Prohibition of Firearms is adopted by the County Board – To be referred to the Public Works Committee
 - Communication from John McHugh in regard to pursuing the possibility of selling 2 lots to Walworth County – To be referred to the Public Works Committee
 - Communication from Mary B. Nicoson, VP/Office Manager of First Citizens State Bank, East Troy, expressing her support for Mr. Mike Van Den Bosch and his work with the Walworth County Economic Development Alliance – To be Placed on File
 - Email correspondence received in the County Administrator's Office from the following individuals regarding Ordinance No. 692-10/11 – Amending Chapter 16 of the Walworth County Code of Ordinances Relating to Prohibition of Firearms – To be placed on file

- Jacqueline Klish	- Nancy Golubski
- Bill Jutz	- Edwin Krumpen
- Karl Borgeson	- Mary Lou Niewoehner
- Marilyn Fryk	- Scott DeBerg
- Pat Devon	- Jane Roberts
- Charlene Staples	- Helen O'Reilly
- R. Lee	
 - Notice of Public Hearing from Jefferson County Planning and Zoning Committee – Notice and CD To be placed on file
 - Walworth County Aging & Disability Resource Center News, November 2011 – To be placed on file
10. Amended Report of the County Clerk Concerning Zoning Petitions (To be referred to the County Zoning Agency)
 - Community Action Inc. of Rock and Walworth Counties, Town of Darien, Rezone Approx. 2.22 Acres of B-4 Highway Business & A-1 Prime Agricultural Districts to P-2 Institutional Park District

- Amendment to Section(s) 74-44, 74-51, and 74-52 of the Zoning Ordinance and Section(s) 74-171, 74-178 and 74-179 of the Shoreland Zoning Ordinance, Walworth County Code of Ordinances relative to agricultural street yard, rear yard and side yard setbacks

Finance Committee

5. Res. No. 65-11/11 – Adopting the 2012 Appropriation of the Walworth County Budget and CIP Plan – *Vote required: Majority* (Recommended by the Finance Committee 5-0)

Supervisor Grant offered a motion, seconded by Supervisor Weber to approve, Item 5, Resolution No. 65-11/11. Discussion ensued and the Budget Amendments were considered at this time. Supervisors had previously received the proposed Budget Amendments (BA) from the Finance Department.

BA-A: Department of Public Works – On motion by Supervisor Weber, seconded by Supervisor Grant, Budget Amendment A, to amend the five year Capital Improvement Plan by reducing CTH D road construction to \$0 and eliminating 2013 debt borrowing, was approved by voice vote. Deputy County Administrator-Finance Nicki Andersen said the Public Works Department requested this project be moved to fiscal year 2012. The funding that will be used will be the remaining bond funds from the previous transportations bonds. Net levy impact: 0.

BA-B: Lakeland Health Care Center – On motion by Supervisor Ingersoll, seconded by Supervisor Weber, Budget Amendment B, a technical correction to Lakeland Health Care Center authorized FTEs to accurately reflect the staffing plan, was approved by voice vote. Net levy impact: 0.

BA-C: Administration/Communities Initiatives – Supervisor Hawkins offered a motion, seconded by Vice-Chair Kilkenny to approve Budget Amendment C, to reduce the contribution to the Walworth County Visitor's Bureau to \$67,400. Discussion ensued. Vice-Chair Kilkenny stated he introduced these next two amendments, and they would reduce the tax levy. He said it is not our job to try and figure out the best way to promote tourism. He also said that he sympathizes with the hotels that pay a room tax, which is turned over to the municipalities to promote the hotel's business. He said he would like to see the room tax cut in order for the hotels to do their own marketing and work with their local chamber of commerce. He stated he is not asking for elimination of funding, but is asking for a reduction in that budget.

Supervisor Grant stated that he thinks our tourism bureau works very hard to promote Walworth County as it not only helps businesses, but also helps recreation in this county. He said that the Visitor's Bureau needs this contribution from us to help with advertising. Supervisor Schaefer stated that he also thought the tourism council is doing a great job as they are the engine that gets people here to Wisconsin and Walworth County. He said that the hotel tax does go back to the communities. He also said that there is a resort in his town that has approximately \$400,000 per year in room tax. The town receives approximately half of that with the remainder going to the Chamber of Commerce in Lake Geneva. He said this money from the room tax went to pay for a new firehouse and town hall. Vice-Chair Kilkenny said that if this is a money making operation, then the people making that money should pay for it.

A roll call vote was conducted on Budget Amendment C. Ayes: 3 – Randy Hawkins, Vice-Chair Daniel Kilkenny, and Carl Redenius. Noes: 7 – Richard Brandl, Jerry A. Grant, Kathy Ingersoll, Joe Schaefer, Rick Stacey, David A. Weber, and Chair Russell. Absent: 1 – Russ Wardle. Budget Amendment C failed.

BA-D: Administration/Community Initiatives – Supervisor Hawkins offered a motion, seconded by Vice-Chair Kilkenny, to approve Budget Amendment D, to reduce the contribution to the Walworth County Economic Development Alliance to \$25,900. Supervisor Hawkins stated he thinks both programs are meant to reap the benefits for the members as well as the county. He stated he does not know what WCEDA’s current membership numbers are, but thought WCEDA could go back to their members to make up for the cut in funding as he feels WCEDA should be member funded. Supervisor Grant said that WCEDA does need the county’s support due to the slow rise of the economy. He also said a large plant in Whitewater received a large grant through WCEDA and the plant is progressing.

A roll call vote was conducted Budget Amendment D. Total vote: 10; Ayes: 3 – Randy Hawkins, Vice-Chair Daniel Kilkenny, and Carl Redenius; Noes: 7 – Richard Brandl, Jerry A. Grant, Kathy Ingersoll, Joe Schaefer, Rick Stacey, David A. Weber, and Chair Nancy Russell; Absent: 1 – Russ Wardle. Budget Amendment D failed.

Supervisor Schaefer said he wanted everyone to be aware that adopting the budget for 2012 includes everything for Human Resources.

A roll call vote was conducted on Resolution No. 65-11/11 as amended with the Budget Amendments. Total vote: 10; Ayes: 6 – Richard Brandl, Jerry A. Grant, Kathy Ingersoll, Rick Stacey, David A. Weber, and Chair Nancy Russell; Noes: 4 – Randy Hawkins, Vice-Chair Daniel Kilkenny, Carl Redenius, and Joe Schaefer; Absent: 1- Russ Wardle. **Resolution No. 65-11/11 – Adopting the 2012 Appropriation of the Walworth County Budget and CIP Plan, was approved as amended with the approved budget amendments.**

Unfinished Business

1. Ord. No. 692-10/11 – Amending Chapter 16 of the Walworth County Code of Ordinances Relating to Prohibition of Firearms – *Vote Required: Majority* (Recommended by the Executive Committee 4-1 and the Public Works Committee 4-1)

On motion by Supervisor Grant, seconded by Supervisor Weber, Item 1, **Ordinance No. 692-10/11**, was approved by voice vote. Supervisor Hawkins requested his vote be recorded as no.

New Business

Reports of Standing Committees

County Zoning Agency Report of Proposed Zoning Amendments

1. Marc A. Benaim Trust, Town of Delavan, Amend approximately 7.75 acres of the 2035 Land Use Plan Map from the Primary Environmental Corridor Land Use Category to the Commercial Land Use Category in order to match the land use category with the existing B-3 Waterfront Business zoning – Approved: 7-0 (October 20, 2011 County Zoning Agency Public Hearing)
2. Berg Construction Inc. (Marty Kern – Applicant), East Troy Township, Amend approximately 11 acres of the 2035 Land Use Plan Map from the Extractive Land Use Category to the Agricultural Related Manufacturing, Warehousing and Marketing Land Use Category for an indoor and outdoor contractor storage yard with a caretaker’s residence – Approved: 7-0 (October 20, 2011 County Zoning Agency Public Hearing)
3. Berg Construction Inc. (Cheryl Berg – Owner, Marty Kern/Axel Brynelson LLP, representatives), East Troy Township, Rezone 10.5 acres of land in the M-3 Mineral Extraction District to the A-4

Agricultural Related Manufacturing, Warehousing and Marketing District – Approved: 7-0
(October 20, 2011 County Zoning Agency Public Hearing)

4. Gary P. and Donan M. Johnson, Troy Township, Rezone approximately 3.02 acres of C-3 Conservancy-Residential District to A-5 Agricultural-Rural Residential District – Approved: 4-3
(October 20, 2011 County Zoning Agency Public Hearing)

On motion by Supervisor Stacey, seconded by Supervisor Schaefer, the County Zoning Agency Report of Proposed Zoning Amendments, Item 1, Marc A. Benaim Trust, Town of Delavan; Item 2, Berg Construction Inc. (Marty Kern – Applicant), East Troy Township; Item 3, Berg Construction Inc. (Cheryl Berg – Owner, Marty Kern/Axel Brynelson LLP, representatives), East Troy Township, and Item 4, Gary P. and Donan M. Johnson, Troy Township, were approved as recommended by the County Zoning Agency.

Executive Committee

1. Ord. No. 699-11/11 – Amending Section 2-45(b) of the Walworth County Code of Ordinances Relating to County Board Compensation – *Vote required: Two-thirds* (This amendment failed at the Executive Committee by a vote of 2-3)

Supervisor Grant offered a motion, seconded by Supervisor Weber, to approve Item 1, Ordinance No. 699-11/11. Supervisor Grant offered a motion, seconded by Supervisor Weber, to approve Item 1, Ordinance No. 699-11/11, by unanimous consent. Discussion ensued. Vice-Chair Kilkenny stated Supervisor Grant is asking for unanimous consent for an item that was defeated at the Executive Committee. Supervisor Grant withdrew his motion for unanimous consent. Chair Russell suggested taking a roll call vote. Administrator Bretl stated this ordinance would provide for a 2% increase for Supervisors and County Board Chair, if vote yes, and it would be effective January 2013.

The County Board recessed for a five-minute break at 7:17 p.m. to research the two-thirds vote requirement. The board reconvened at 7:22 p.m. Administrator Bretl said that Section 30-35 requires two-thirds vote of members elect, which would be eight-yes votes for this ordinance to pass. Supervisor Schaefer clarified that any member missing would be a no vote. Administrator Bretl said yes, a Supervisor that is absent would be considered a no vote. A roll call vote was conducted on Ordinance No. 699-11/11. Total votes: 10; Ayes: 4 – Jerry A. Grant, Kathy Ingersoll, Joe Schaefer, and David A. Weber; Noes: 6 – Richard Brandl, Randy Hawkins, Vice-Chair Kilkenny, Carl Redenius, Rick Stacey, and Chair Nancy Russell; Absent: 1 – Russ Wardle. Roll call vote failed.

2. Ord. No. 700-11/11 – Amending Sections 2-41 and 2-144 of the Walworth County Code of Ordinances Pertaining to Committee Assignments and Meeting Times – *Vote Required: Two-thirds* (Recommended by the Executive Committee 5-0)

Supervisor Weber offered a motion, seconded by Supervisor Ingersoll, to approve Item 2, Ordinance No. 700-11/11. Supervisor Weber stated prior to the meeting, he distributed a revised version of this ordinance to the board. He moved to substitute the revised ordinance for the one being voted on, seconded by Supervisor Ingersoll. Motion carried. Chair Russell highlighted some of the changes in the meeting times and she hoped this will work out better for everyone. On motion by Supervisor Grant, seconded by Supervisor Weber, Item 2, **Substitute Ordinance No. 700-11/11** was approved by unanimous consent.

3. Res. No. 70-11/11 – Reaffirming the Southeastern Wisconsin Tri-County Consortium Workforce Investment Act Agreement – *Vote Required: Majority* (The Executive Committee considered this

at a special meeting prior to the November 8, 2011 County Board meeting, where it was recommended by the Executive Committee 5-0)

On motion by Supervisor Weber, seconded by Supervisor Brandl, Item 3, **Resolution No. 70-11/11**, was approved by voice vote.

4. Res. No. 71-11/11 – Setting the Annual Salary for the County Board Elected in 2012 – *Vote required: Two-thirds* (In the event that Ord. No. 699-11/11 does not pass, it is anticipated that the Board will take action on this resolution)

Supervisor Grant offered a motion, seconded by Supervisor Weber, to approve, Item 4, Resolution No. 71-11/11. On motion by Supervisor Grant, seconded by Supervisor Weber, **Resolution No. 71-11/11**, was approved by unanimous consent.

Finance Committee

1. Ord. No. 695-11/11 – Amending Section 30-286 of the Walworth County Code of Ordinances Relative to Fees – *Vote required: Majority* (Recommended by the Finance Committee 5-0)

Supervisor Grant offered a motion, seconded by Supervisor Schaefer to approve Item 1, Ordinance No. 695-11/11. Supervisor Grant offered a motion, seconded by Supervisor Weber, to amend Ordinance No. 695-11/11 as follows:

Description	Fees	Effective Date	Authority
Sheriff's Office			
<u>Jail inmate deposit fee- applies to deposits to current inmate accounts with the exception of initial cash at booking and deposits collected by a third-party vendor</u>	<u>\$3.25/transaction</u>	<u>Jan-12</u>	<u>Note to reviser: Pls insert County Ordinance number.</u>
<u>Jail inmate deposit fee-all inmate deposits transacted via lobby kiosk</u>	<u>Third-party vendor fees: \$3.25/cash transaction, deposit limit \$500.00; \$4.95/credit/debit card transaction, deposit limit \$100.00</u>	<u>Jan-12</u>	<u>Note to reviser: Pls insert County Ordinance number.</u>
<u>Jail inmate deposit fee-all inmate deposits transacted via online services</u>	<u>Third-party vendor fees: 4.5% of total (minimum \$4.50)/internet transaction; 6.0% of total (minimum \$6.00) /phone transaction. \$25.00 minimum deposit per transaction. \$100.00 maximum deposit per transaction. \$200.00 combined maximum deposit per week. Maximum of 5 transactions per week.</u>	<u>Jan-12</u>	<u>Note to reviser: Pls insert County Ordinance number.</u>

Ordinance No. 695-11/11 was approved, as amended, by voice vote.

2. Ord. No. 696-11/11 – Amending Section 30-311 of the Walworth County Code of Ordinances Relating to Approval of Grant Applications – *Vote required: Majority* (Recommended by the Finance Committee 5-0)

On motion by Supervisor Stacey, seconded by Supervisor Grant, Item 2, **Ordinance No. 696-11/11**, was approved by voice vote.

3. Res. No. 63-11/11 – Authorizing General Fund Use of Unassigned Fund Balance/Net Assets to Fund Architectural and Engineering Services to Design the Health and Human Services Center HVAC System Replacement – *Vote required: two-thirds* (Recommended by the Public Works Committee 4-1 and the Finance Committee 5-0)

Supervisor Stacey offered a motion, seconded by Supervisor Weber, to approve Item 3, Resolution No. 63-11/11. On motion by Supervisor Grant, seconded by Supervisor Weber, **Resolution No. 63-11/11** was approved by unanimous consent.

4. Res. No. 64-11/11 – Accepting a \$10,000 Donation from Kikkoman Foods Foundation, Inc. to Support Educational Programs for Students with Autism and Other Students at Lakeland School Who Need Sensory Breaks – *Vote required: Majority* (Recommended by the Children with Disabilities Education Board 4-0 and the Finance Committee 5-0)

On motion by Supervisor Schaefer, seconded by Supervisor Ingersoll, Item 4, **Resolution No. 64-11/11**, was approved by voice vote. Chair Russell expressed her gratitude to Kikkoman Foods, Inc. for this generous donation.

5. Res. No. 65-11/11 – Adopting the 2012 Appropriation of the Walworth County Budget and CIP Plan – *Vote required: Majority* (Recommended by the Finance Committee 5-0)

Item 5, Resolution No. 65-11/11, was discussed earlier in the meeting.

6. Res. No. 66-11/11 – Establishing the County Tax Levy to Support the 2012 Budget Appropriation – *Vote required: Majority* (Recommended by the Finance Committee 4-1)

Supervisor Grant offered a motion, seconded by Supervisor Brandl, to approve Item 6, Resolution No. 66-11/11. Item 6, **Resolution No. 66-11/11**, was approved by voice vote. Supervisors Hawkins, Kilkenny, and Redenius requested that their votes be recorded as no. Motion carried.

7. Res. No. 69-11/11 – Adopting the Walworth County Library Plan for the Period January 1, 2011 Through December 31, 2012 – *Vote required: Majority* (Recommended by the Finance Committee 5-0)

On motion by Supervisor Brandl, seconded by Supervisor Grant, Item 7, **Resolution No. 69-11/11**, was approved by voice vote.

Human Resources Committee

1. Ord. No. 697-11/11 – Amending Section 15-17 of Chapter 15 of the Walworth County Code of Ordinances Relating to Authorized Positions by Department Based on the 2012 Budget – *Vote required: Majority* (Recommended by the Human Resources Committee 5-0)

On motion by Supervisor Brandl, seconded by Supervisor Ingersoll, Item 1, **Ordinance No. 697-11/11**, was approved by voice vote.

2. Ord. No. 698-11/11 – Amending Sections of Chapters 15 and 30 of the Walworth County Code of Ordinances Relating to Human Resources – *Vote Required: Majority* (Recommended by the Human Resources Committee 5-0)

Supervisor Ingersoll offered a motion, seconded by Supervisor Grant, to approve Item 2, Ordinance No. 698-11/11. Supervisor Ingersoll offered a motion, seconded by Supervisor Grant, to amend Ordinance No. 698-11/11 as follows: Line 34 on page 62 shall be deleted and replaced with the following: Part X: That the amendments to the following sections shall be effective as of January 1, 2012: Sec. 15-321. Overtime pay, Sec. 15-322. Compensatory time, Sec. 15-359. Special pay premiums, Sec. 15-363. Exceptions for corrections division supervisory staff, Sec. 15-513. Vacation schedules, Sec. 15-610. Personal property of employees, Sec. 15-708. Absence for bereavement. Part XI: That the balance of the amendment shall be effective upon passage and publication.

Administrator Bretl stated there is a section in the ordinance in regard to sick leave that needs to be addressed and he asked Labor/Employee Relations Director Suzi Hagstrom to explain the options. Ms. Hagstrom referred to pages 32-33 of Ordinance No. 698-11/11 and explained the two options being offered for sick leave for new hires. She stated the maximum accrual for sick leave bank will be 120 hours. The first option for sick leave for new hires is “When the maximum accrual limit is reached, additional benefits shall not accrue until the accrued balance falls below the maximum accrual limit”. And the second option is “When the maximum accrual limit is reached, additional benefits shall accrue into the extended sick leave bank. Usage of the extended sick leave bank shall be as provided in 15-518 (e)”. Supervisor Grant offered a motion, seconded by Supervisor Ingersoll, to accept the second option for sick leave for new hires. Supervisor Schaefer asked if this affects Resolution No. 65-11/11 and the 2012 budget. Administrator Bretl said there are budget implications going forward. Chair Russell said this was suggested instead of offering a short term disability policy. Ms. Hagstrom said the county was unable to secure a short term disability policy. **Ordinance No. 698-11/11** was approved, as amended, by voice vote.

Parks Committee

1. Res. No. 68-11/11 – Recognizing Vendor Support in Promoting the White River State Trail – *Vote required: Majority* (Recommended by the Parks Committee 4-0)

Supervisor Grant offered a motion, seconded by Supervisor Weber to approve Item 1, Resolution No. 68-11/11. Chair Russell stated this is in appreciation of the support received from the White River Bicycle Club, Pat’s Sanitary, and other supporters of the trail that donate their time and money. **Resolution No. 68-11/11** was approved by voice vote.

Public Works Committee

1. Res. No. 67-11/11 – Urging the Wisconsin Department of Transportation to Proceed as Quickly as Possible with the U.S. Highway Environmental Impact Study – *Vote required: Majority* (Recommended by the Public Works Committee 5-0)

On motion by Supervisor Ingersoll, seconded by Supervisor Weber, Item 1, **Resolution No. 67-11/11**, was approved by voice vote.

Reports of Special Committees

There were none.

Comment Period by Members of the Public Concerning Items Not on the Agenda

There were none.

Chairperson’s Report

Chair Russell spoke to members of the public and stated in honor of Veteran’s Day, those in the audience that own businesses and have job openings to please give preference to our veterans.

Adjournment

On motion by Supervisor Weber, seconded by Brandl, the meeting was adjourned at 7:46 p.m.

STATE OF WISCONSIN)
)SS
COUNTY OF WALWORTH)

I, Kimberly S. Bushey, County Clerk in and for the County aforesaid, do hereby certify that the foregoing is a true and correct copy of the proceedings of the County Board of Supervisors for the November 8, 2011 meeting.

(These minutes are not final until approved by the County Board at the next regularly scheduled County Board meeting.)

Nomination for Committee/Board/Commission Appointment

Committee: Local Emergency Planning Committee

Nominees: See attached list of nominees

Address: Please refer to the attached list.

Submitted by: David Bretl, County Administrator

Authority: Section 59.18, Wisconsin Statutes

Who will the nominee replace? Sixteen incumbents are being nominated for reappointment.

When did/does the incumbent's current term expire? Please refer to the attached list.

Was this vacancy advertised? _____

Comment _____

Names of individuals who have expressed interest in serving in this position:

For incumbents, committee attendance, if known:

**LOCAL EMERGENCY PLANNING COMMITTEE
APPOINTMENT LIST (8/22/11 rev)**

(2) Name	(3) Representing		(4) Mailing Address	(5) Telephone	(6) LEPC Position
	(a) Group	(b) Organization			
BRETL, David	II	County Administrator	PO Box 1001 Elkhorn WI 53121	(262) 741-4150	
CIARDO, Michael	II	Law Enforcement	PO Box 117 Whitewater WI 53190	(262) 473-0555	
CRAWFORD, Shane	II	County Highway	PO Box 1004 Elkhorn WI 53121	(262) 547-5206	Secretary
ENNIS, John R	II	Em. Mang.	PO Box 1004 Elkhorn WI 53121	(262) 741-4616	Coord. of Inform. Emerg. Coordinator
FLADTEN, David	II	EMS/Law	N5602 Cobblestone Road Elkhorn WI 53121	(262) 741-2083	
GRAVES, David	II	Elected	P.O. Box 1004 Elkhorn WI 53121	(262) 741-4410	
GROVE, Patricia	II	Public Health	PO Box 1005 Elkhorn WI 53121	(262) 741-3133	
HUDSON, Eric	V	Industry	W8880 County Road X Darien WI 53114	(262) 724-3266	
KEDZIE, Sen. Neil	I	State Senate	PO Box 8952 Madison WI 53708-8952	(608) 266-9650	State Elected Official
KENNEDY, Kevin	II	EMS	N2950 Hwy 67 Lake Geneva WI 53147	(262) 245-2195	
KUHNKE, Richard	II	Agri	W8175 Town Line Road Delavan WI 53115	(262) 728-9131	Vice-Chairperson
OBLIGATO, Jim	IV	A.R.C.	4521 Taylor Avenue Racine WI 53405	(262) 749-4675	
ROBERTS, Jason	II	DNR		(262) 903-9399	
RUSSELL, Nancy	I	County Board	P.O. Box 1001 Elkhorn WI 53121	(262) 741-4223	Chairperson
THOMPSON, David	II	DHHS	PO Box 1005 Elkhorn WI 53121	(262) 741-3232	
VANDERVEEN, Bruce	II	Fire Chiefs	W8866 Cemetery Rd Sharon WI 53585	(262) 736-9497	
VACANT	V	Industry			



December 6, 2011

Board of Supervisors

Walworth County Board Supervisors

Re: Land Acquisition

Dear Supervisors:

We received information on November 28th regarding a grant from the Knowles-Nelson Stewardship Program that has been tentatively awarded to the City of Lake Geneva to support the acquisition of 60 acres of land for conservation and public recreational purposes. I would urge the County's support of this acquisition, as it could benefit all County residents.

Attached is Resolution No. 74-12/11 Supporting a Land Acquisition by the City of Lake Geneva for Conservation and Recreational Purposes. In order for the Department of Natural Resources to consider the County's resolution, it must be received within 30 days. Due to the time constraints, I would appreciate your consideration of suspending our Board rules at the December 13th meeting to adopt the resolution.

Very truly yours,

A handwritten signature in cursive script that reads "Nancy Russell".

Nancy Russell
Walworth County Board Chair

NR/tlw
Enclosures

State of Wisconsin
DEPARTMENT OF NATURAL RESOURCES
101 S. Webster Street
Box 7921
Madison WI 53707-7921

Scott Walker, Governor
Cathy Stepp, Secretary
Telephone 608-266-2621
FAX 608-267-3579
TTY Access via relay - 711



November 22, 2011

RECEIVED

NOV 28 2011

WALWORTH COUNTY BOARD

Nancy Russell, Chair
Walworth County Board
Walworth County Government Center
100 W. Walworth Street
Elkhorn, WI 53121

Dear Chairperson:

The Department would like to inform you that a grant from the Knowles-Nelson Stewardship Program has been tentatively awarded to support the acquisition of 60 acres of land located in the City of Lake Geneva by the City of Lake Geneva for conservation and public recreational purposes. The site is shown on the attached map.

The state biennial budget bill enacted in 2011 includes a provision requiring a Department notice to your Board stating that your Board may adopt a resolution that supports or opposes land acquisitions funded by the Stewardship Program. See s. 23.0917(5t) Wis. Stats. While the Board is not obligated to hold a meeting or adopt a resolution, if you decide to do so, the Department contact is:

Daniel Kaemmerer
Phone: 414/263-8704
2300 N. Dr. Martin Luther King, Jr. Dr.
Milwaukee, WI 53212
Daniel.kaemmerer@wisconsin.gov

Although a resolution for or against this land acquisition will be nonbinding, the Department is required to consider the resolution if it is received within 30 days of your receipt of this letter.

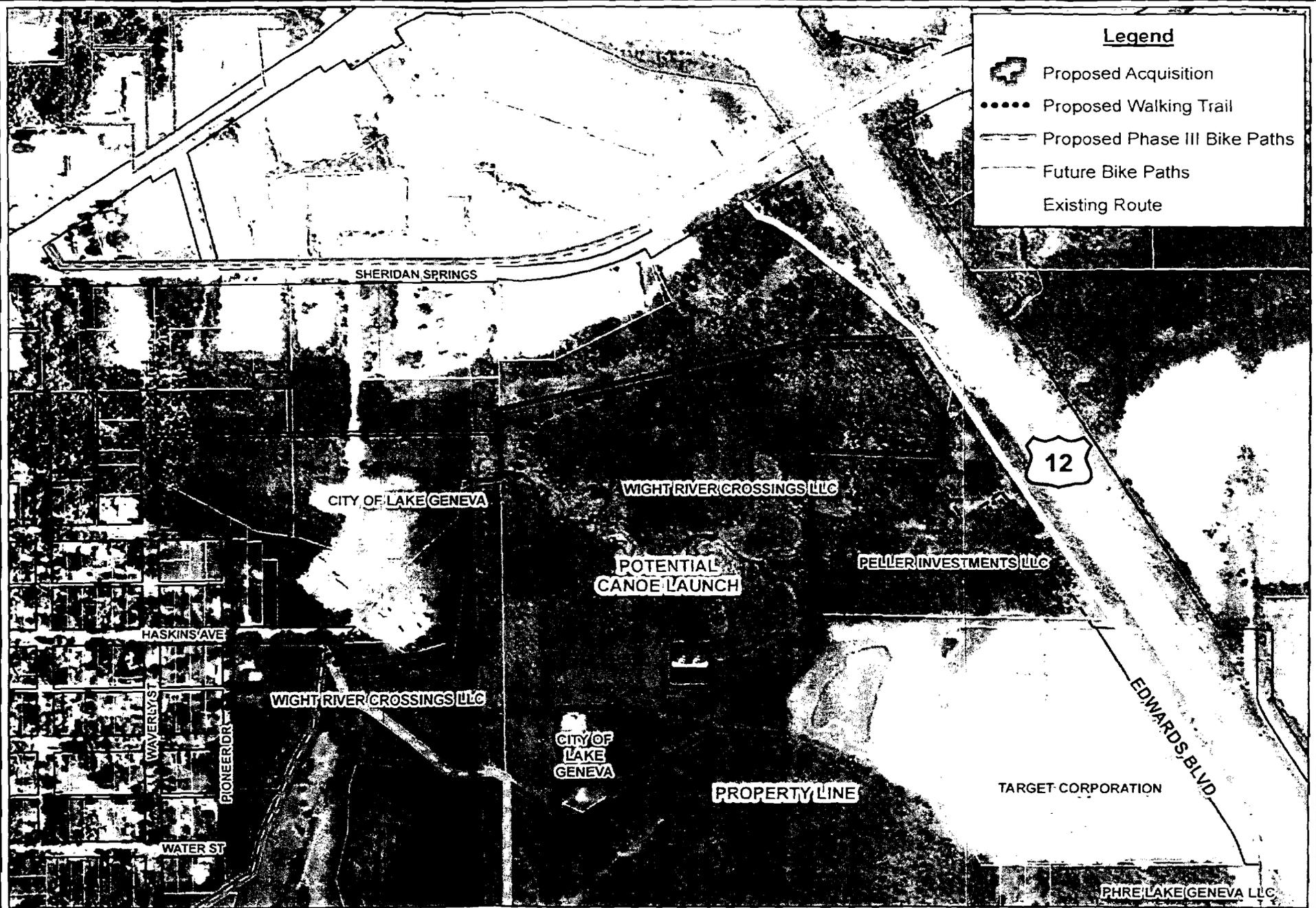
If you would like more information, or have questions or concerns about the purchase, please contact me at the above address, by phone at 608-267-0497 or 715-839-3709, or by email at lavane.hessler@wisconsin.gov.

Thank you for this consideration.

Sincerely,

Lavane Hessler
Stewardship & LWCF Grant Manager

cc: Dan Kaemmerer – SER
Dennis Jordan, City of Lake Geneva Administrator



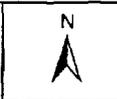
Legend

-  Proposed Acquisition
-  Proposed Walking Trail
-  Proposed Phase III Bike Paths
-  Future Bike Paths
-  Existing Route

The Copyright Reverts to: City with certain information not being that owned by Mission Company. This is a subject to certain rights. Crispell Snyder, Inc. makes no warranties or guarantees, either implied or intended, as to the accuracy or completeness of this data. No portion may be used, printed, reproduced or otherwise disseminated without the express written permission of Crispell Snyder, Inc. 4/10/2013 - P:\City of Geneva\GIS\Projects\10_0014_001_GG\City_Park_Acquisition\City_Park_Develop.mxd

City of Lake Geneva
Walworth County, Wisconsin

Site Development Plan



 **CRISPELL-SNYDER, INC.**
1 inch equals 500 feet

Resolution No. 74 – 12/11
Supporting a Land Acquisition by the City of Lake Geneva for Conservation and Recreational Purposes

1 Moved/Sponsored by: Chair Nancy Russell

2
3 **WHEREAS**, the Knowles-Nelson Stewardship Program was established to preserve
4 Wisconsin's land and water resources for future generations and to provide the land base and
5 recreational facilities needed for quality outdoor experiences; and,
6

7 **WHEREAS**, the City of Lake Geneva has tentatively been awarded a grant from the Knowles-
8 Nelson Stewardship Program for the acquisition of 60 acres of land in the City for conservation
9 and public recreational purposes; and,
10

11 **WHEREAS**, these lands for conservation and public recreational purposes are an amenity
12 available to all County residents; and,
13

14 **WHEREAS**, the County Board Chair would like to urge the Board's support for the City of
15 Lake Geneva's land acquisition.
16

17 **NOW, THEREFORE, BE IT RESOLVED** that the Walworth County Board of Supervisors
18 hereby supports the City of Lake Geneva's land acquisition funded by the Knowles-Nelson
19 Stewardship Program.
20

21 **BE IT FURTHER RESOLVED** that the County Clerk shall forward a copy of this resolution to
22 Daniel Kaemmerer at the Department of Natural Resources for consideration.
23
24
25
26
27

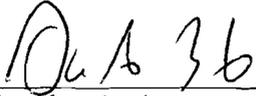
28 _____
29 Nancy Russell
30 County Board Chair

Kimberly S. Bushey
County Clerk

31 County Board Meeting Date: December 13, 2011

32 Action Required: Majority Vote X Two-thirds Vote _____ Other _____
33

Policy and Fiscal Note is attached.
Reviewed and approved pursuant to Section 2-91 of the Walworth County Code of Ordinances:

 12/15/11

David A. Bretl Date
County Administrator/Corporation Counsel

 12/15/11

Nicole Andersen Date
Deputy County Administrator - Finance

If unsigned, exceptions shall be so noted by the County Administrator.

Policy and Fiscal Note
Resolution No. 74 - 12/11

- I. **Title:** Supporting a Land Acquisition by the City of Lake Geneva for Conservation and Recreational Purposes

- II. **Purpose and Policy Impact Statement:** The purpose of this resolution is to support the City of Lake Geneva's land acquisition funded by the Stewardship Program.

- III. **Budget and Fiscal Impact:** Passage of this resolution will have no fiscal impact on the County budget.

- IV. **Referred to the following standing committees for consideration and date of referral:** Due to time constraints, this resolution was not reviewed or referred by any committee. It was introduced directly by Chair Russell at the Board meeting with a request the Board suspend its rules for adoption of the resolution.

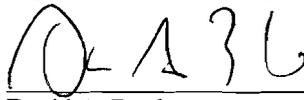
Committee: N/A

Meeting Date: N/A

Vote: N/A

County Board Meeting Date: December 13, 2011

Policy and fiscal note has been reviewed and approved as an accurate statement of the probable policy and fiscal impacts associated with passage of the attached resolution.

 12/15/11

David A. Bretl
County Administrator/Corporation Counsel

 12/15/11

Nicole Andersen
Deputy County Administrator - Finance



P.O. Box 465
123 South Second St.
Delavan, Wisconsin 53115
262-728-5585
Fax: 262-728-4566
www.ci.delavan.wi.us

RECEIVED

NOV 23 2011

WALWORTH COUNTY ADMINISTRATION

November 22, 2011

Delavan Land Company, LLC
17 N. First Street
Geneva, IL 60134

Dixie Bernsteen, Town Clerk
Town of Delavan
5621 Town Hall Road
Delavan, WI 53115

It has come to the attention of the City of Delavan that a plat of subdivision is being contemplated in the Town of Delavan and located within the City's extraterritorial jurisdiction for land division review.

The City is providing this letter as a reminder that the City has established its extraterritorial jurisdiction for land division review. As a result, all proposed land divisions within the City's extraterritorial jurisdiction are subject to the review process, regulations and fees established in the City's land division ordinance.

Furthermore, the signature blocks for City of Delavan approval must appear on the face of the plat, and must be duly executed prior to its recording at the County Register of Deeds Office. The City staff is available to help with any questions about our requirements.

Thank you.

Sincerely,

Denise Pieroni
City Administrator

c: City of Delavan Mayor, Aldermen and Members of the Plan Commission
Ryan Simons, Town of Delavan Chair
John Olson, Town of Delavan Administrator
Nancy Russell, Walworth County Board Chair
David A. Bretl, Walworth County Administrator
Connie J. Woolever, Walworth County Register of Deeds
Michael P. Cotter, Director of Walworth County Land Use and Resource Management Department

RECEIVED

November 10, 2011

NOV 14 2011

Subject: Public Health and the Use of Spray Irrigation (including Center Pivots) for Liquid Manure Disposal
WALWORTH COUNTY ADMINISTRATION

To All:

In mid-Summer, 2011, I sent a letter to the Secretaries of the Wisconsin Departments of Health Services (DHS), Agriculture, Trade, and Consumer Protection (DATCP), and Natural Resources (DNR) proposing “we appoint an interdisciplinary, advisory team of people ... to establish regulations for reducing the microbial load of raw, untreated sprayed manure [using center pivots]....”

I shared this letter with numerous governmental agencies. My spouse, Margaret L. Pulera, M.D., sent a similar letter to all Wisconsin County Public Health officials, the Medical Society of Wisconsin Board of Directors and selected executives, and members of the Public Health Committees in the Wisconsin Assembly and Senate, respectively.

According to the DNR’s Watershed Management Program, “The use of center pivot systems for untreated liquid manure is not common in Wisconsin....”¹ Several local governments have enacted ordinances to ban or regulate the spraying of raw, untreated manure using center pivots and other spray-based methods.² Some governmental entities decided to wait for a position from DHS, DATCP, and DNR before addressing the public health risk associated with spray irrigation of raw, untreated liquid manure. The enclosed letter from the Secretaries describes their current position on this public health-related issue.

Based on scores of comments regarding the Environmental Analysis for a proposed CAFO in Rock County, the DNR asked for an opinion from the DHS regarding the use of center pivots for spreading raw, untreated liquid manure. Dr. Robert Thiboldeaux, the toxicologist who published the opinion in a DHS Memo on February 17, 2011, went on to write that a 500 foot setback (to inhabited dwellings – NR 214) is acceptable, **IF** the manure going through center pivots is treated. One of his major requirements is to “**substantially reduce the microbial load** (i.e., pathogens that cause human disease) **of the applied material** (i.e., the manure).”³

On February 3, 2011, the DNR also noted that “Center pivot irrigation was not identified as a beneficial management practice (BMP) ...” in reducing ammonia and hydrogen sulfide air emissions – two of the gases mentioned in Dr. Thiboldeaux’s memo.⁴

¹ See the DNR note from 2/3/11 at <http://dnr.wi.gov/org/es/science/eis/RPD/RPD%20MBF%20%20DNR%20response%20to%20comments.pdf>, p 4.

² Harmony Township, Rock County, Wisconsin, has passed an ordinance banning the use of spraying manure including center pivots. Johnstown and Bradford Townships, also in Rock County, Wisconsin, adopted Conditional Use ordinances regulating center pivots. Additional activity related to regulating center pivots is also underway in other townships.

³ Robert Thiboldeaux, PhD, Public Health setbacks for manure spray irrigation, February 17, 2011, pp 3-4. See www.dnr.state.wi.us/org/es/science/eis/RPD/DHSmemo.pdf.

⁴ Ibid., p 4.

Because of Dr. Thiboldeaux's DHS Memo, the DNR required a CAFO owner in Rock County, Wisconsin to pull the center pivots from his nutrient management plan, as a necessary condition for moving his Wisconsin Pollutant Discharge Elimination System (WPDES) Permit forward.

The Secretaries kindly responded to my proposal for which I thank them. I deeply appreciate their attention to my concern. Their letter, enclosed for your review, addresses their current position on the use of spray irrigation, including center pivots, to spread liquid manure from CAFOs.

Given the serious health risk associated with spraying raw, untreated liquid manure and the need to establish regulations for **substantially reducing the microbial load**, the Secretaries said in their reply to my proposal:

"At this time, we do not anticipate the formation of a new advisory group to evaluate risks associated with manure spray irrigation systems."

"Our agencies intend to coordinate evaluation of the water quality, air quality and public health risks associated with proposed manure spray irrigation systems in a manner similar to how the recently proposed Rock County system [Rock Prairie Dairy CAFO] was assessed."

"To this end, DATCP staff continues to evaluate research and available science specific to manure irrigation, and will continue work with DHS and the DNR to evaluate how this technology may fit into livestock farming systems in Wisconsin."

To me, this means the agencies will continue to use the DHS's criteria outlined in Dr. Thiboldeaux's memo as their guide to evaluate WPDES permits requesting spray irrigation, until such time that the spraying of raw, untreated liquid manure from CAFOs is proven to be of no risk to the public health. This must also include people's mental health, which is not directly related to pathogens in the manure.

I keep hearing that center pivots are excellent for applying nutrients at the optimal time for plants to absorb them. Assuming this to be true, if we **treat the manure and simultaneously reduce the microbial load before putting it through center pivots**, we get the best that center pivots have to offer while lessening the public health risk. This compromise protects the public while allowing a CAFO to use center pivots.

Until research and available science prove otherwise, banning the spraying of raw, untreated liquid manure continues to be a viable option consistent with Dr. Thiboldeaux's memo. Towns that prefer a Conditional Use ordinance option, regulating the spraying of manure from a CAFO through center pivots or the back of a tanker truck, should include, at a minimum, three general criteria.

1. The manure must be treated;
2. Pathogens and HAP (Hazardous Air Pollution) emission levels from the treated and sprayed liquid manure must adhere to the criteria outlined by the Wisconsin Department of Health Services (as noted in Dr.Thiboldeaux's memo) and enforced by the Wisconsin DNR; and
3. Compliance with the treatment criteria to achieve a substantial reduction in the microbial load must be monitored by an independent auditor and not the CAFO owner prior to spraying.

I also urge members of the Wisconsin legislature to enact legislation to regulate the spraying of manure from CAFOs in accordance with Dr. Thiboldeaux's memo and as outlined by the Secretaries.

Best wishes,

Gene Pulera and Margaret L. Pulera, M.D.

Addr: W9539 McFarlane Road
Darien, WI 53114-1208
[Richmond Township, Walworth County]

eMail: ITAmerica@aol.com
Cell: 323-363-8686
Land Line: 608-883-6712

Enclosure:

Letter Dated August 19, 2011 from the Wisconsin Secretaries of Agriculture, Trade, and Consumer Protection, Natural Resources, and Health Services regarding a Proposal Related to the Spray Irrigation of Manure from CAFOs

c: Richard J. Stadelman (Wisconsin Towns Association)
Mark D. O'Connell (Wisconsin Counties Association)

Lloyd Eagan, Wisconsin DNR
Russell Rasmussen, Wisconsin DNR
Susan Josheff, Wisconsin DNR
Mark Cain, Wisconsin DNR
Andrew Craig, Wisconsin DNR
Jeff Brauer, Wisconsin DNR
Kate Gleason, Wisconsin DNR
Terrence Kafka, Wisconsin DNR
Jeffery Kreider, Wisconsin DNR
Gretchen Wheat, Wisconsin DNR

Eileen Pierce, Wisconsin DNR
Kevin Kirsch, Wisconsin DNR
Thomas Bauman, Wisconsin DNR
Robin Nyffeler, Wisconsin DNR
Paul Luebke, Wisconsin DNR

Board Members, Wisconsin Department of Agriculture, Trade, and Consumer Protection
Mike Murray, Wisconsin Department of Agriculture, Trade, and Consumer Protection

Sandra Breitborde, Wisconsin Department of Health Services
Charles Warzecha, Wisconsin Department of Health Services
Mark Werner, Wisconsin Department of Health Services
Henry Nehls-lowe, Wisconsin Department of Health Services
Dr. Robert Thiboldeaux, Wisconsin Department of Health Services

Attorney Michael Cotter, Walworth County, Wisconsin
Attorney David Bretl, Walworth County, Wisconsin
Walworth County Board of Supervisors
Walworth County Zoning and Planning Agency Committee
Walworth County Township Chairmen
Walworth County Health Department

Rock County Board of Supervisors
Rock County Township Chairmen
Johnstown Township Town Board, Rock County, Wisconsin
Harmony Township Town Board, Rock County, Wisconsin
Bradford Township Town Board, Rock County, Wisconsin
Rock County Health Department

Pete Hardin, Publisher, The Milkweed
Jim Massey, Editor, The Country Today
Carla Gunst, Editor, The Wisconsin State Farmer
Editor, Agri-View

Attorney David Moore, Janesville, Wisconsin

State of Wisconsin - All County Public Health Officials

Wisconsin Medical Society Board Members
Mark Grapentine, Sr. Vice President of Government Relations, Wisconsin Medical Society
Christopher Mambu Rasch, Government Relations Specialist, Wisconsin Medical Society
John Maycroft, Health Policy Analyst, Wisconsin Medical Society

Wisconsin Assembly Members of the Committee on Public Health and Public Safety
Wisconsin Senate Members of the Committee on Public Health
Senator Kathleen Vinehout

Interested Citizens



**Dept. of Agriculture, Trade
and Consumer Protection**
Ben Brancel, Secretary



Dept. of Natural Resources
Cathy Stepp, Secretary



Dept. of Health Services
Dennis G. Smith, Secretary

August 19, 2011

Gene Pulera
W9539 McFarlane Road
Darien, WI 53114-1208

Dear Mr. Pulera,

We are writing in response to your July 21, 2011 letter expressing concerns with manure spray irrigation and your proposal that an interdisciplinary team be appointed to establish regulations for reducing the microbial load of untreated sprayed manure.

The Department of Agriculture, Trade and Consumer Protection (DATCP) regularly consults with the Department of Natural Resources (DNR) to assess risks from various manure handling systems and land spreading methods as part of our joint responsibility to implement the state agricultural performance standards in Wisconsin Administrative Codes ch. NR 151 and ATCP 50. DATCP also provides technical assistance to evaluate proposed systems at concentrated animal feeding operations (CAFOs) regulated under Wisconsin Administrative Code ch. NR 243. Staff scientists from the Department of Health Services (DHS) Bureau of Environmental and Occupational Health regularly provide health based technical advice to DNR and DATCP scientists charged with protecting groundwater and surface water.

In addition to normal agency operations, over the past 18 months DATCP, DNR and DHS staff jointly participated on two advisory committees tasked with evaluating CAFO related impacts on air and water quality. One group was devoted to developing Best Management Practices to reduce manure-related toxic air emissions from agricultural facilities (see Wisconsin Administrative Code ch. NR 445). The other advisory group was devoted to a periodic assessment of Wisconsin's Livestock Facility Siting Rules (Wisconsin Administrative Code ch. ATCP 51). Both advisory groups had broad composition, including academic experts, livestock producers, environmental activists, public health experts, state and local environmental and agricultural regulators, and agricultural engineering consultants. Each group conducted a series of public meetings that developed and delivered the advisory products they had been charged to produce to the assigned regulatory agency.

At this time, we do not anticipate the formation of a new advisory group to evaluate risks associated with manure spray irrigation systems. If this type of committee is created in the future, it will be publically

announced. Our agencies intend to coordinate evaluation of the water quality, air quality and public health risks associated with proposed manure spray irrigation systems in a manner similar to how the recently proposed Rock County system was assessed. To this end, DATCP staff continues to evaluate research and available science specific to manure irrigation, and will continue work with DHS and the DNR to evaluate how this technology may fit into livestock farming systems in Wisconsin.

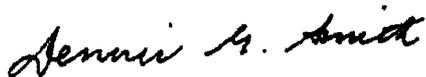
Sincerely,



Ben Brancel, Secretary
Department of Agriculture, Trade and Consumer Protection



Cathy Stepp, Secretary
Department of Natural Resources



Dennis G. Smith, Secretary
Department of Health Services



SOUTHERN LAKES
EVANGELICAL FREE CHURCH

November 13, 2011

RECEIVED

NOV 15 2011

Mr. Shane Crawford
Deputy County Administrator – Central Services
W4097 County Rd NN
Elkhorn, WI 53121

WALWORTH COUNTY ADMINISTRATION

Sean Sweetman
Senior Pastor

Dave Thomas
Pastor of Adult Ministries

Bill Stukenberg
Pastor of Family and
Student Ministries

Jason Eeten
Youth Pastor

Shannon Radloff
Director of Music

Linda Wilson
Administrative Assistant

Dear Mr. Crawford:

Southern Lakes EFC has, for the past year, operated a teen center at 27 N Wisconsin St. called Sophos. It is a small space approximately 15 feet wide and 130 feet long. It is open three days a week from 3:30 to 6:00 pm. The purpose is to give Middle School and High School kids a place to go after school if they are not involved with sports or other after school activities.

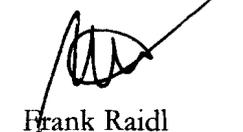
Our current space only allows us to provide room to do homework, play board games, puzzles, and the like. We attract about 10 kids per day and have found that they appreciate what we do, but would much rather have a place to go that would be equipped with more things to do. They have also indicated that more of their friends would come if there were more things to do.

We recently looked at the second floor facility at the Government Center where the old jail cells were and feel it would be an excellent space (once it is rehabbed with new floors, toilet facilities, etc.) to house a “real” teen center. One that would have ping pong tables, pool tables, foosball tables and other facilities teens enjoy doing which would attract kids from Walworth County to a supervised recreational area just for them.

We have recently been involved with raising funds and attracting volunteers for the Elkhorn Food Pantry’s new facility and would make the “Teen Center” a community project supported by not only the Walworth County community but also the Walworth County Area Churches.

Who could we meet with to discuss this proposed project and to know if the space is available?

Very Truly Yours,


Frank Raidl
cc: Nancy Russel, County Board Chair

N6686 US Hwy 12
Elkhorn, WI 53121-3537

p) 262-742-2366
f) 262-742-2222

www.slefc.org
slefc@slefc.org



COUNTY CLERK'S OFFICE

WAUKESHA COUNTY

KATHY NICKOLAUS, MPA, CERA
County Clerk

RECEIVED
WALWORTH COUNTY CLERK

1320 Pewaukee Road (HWY J), Room 120
Waukesha, WI 53188-3873

KELLY YAEGER, CERA
Deputy Clerk

2011 NOV 23 AM 8:55

Phone: (262) 548-7010
Fax: (262) 548-7722

www.waukeshacounty.gov/departments/clerk

DATE: November 21, 2011

TO: Waukesha County City, Village and Town Clerks

FROM: Kathy Nickolaus, Waukesha County Clerk

SUBJECT: YEAR 2011 APPROVAL AMENDMENT COMPREHENSIVE DEVELOPMENT
PLAN

The Waukesha County Board of Supervisors, at its meeting on Tuesday, October 25, 2011, approved the ordinance Year 2011 Approval of Amendment to the Comprehensive Development Plan for Waukesha County (3-Waukesha County Department of Parks and Land Use-Farmland Preservation Plan).

Enclosed please find a certified copy of Enrolled Ordinance 166-58 and a disk containing the Comprehensive Development Plan for Waukesha County.

Enclosures

cc: Kathy Brady
Department of Parks and Land Use



DATE: November 17, 2011

TO: Municipal Clerks

FROM: Jason Fruth
Planning and Zoning Manager

SUBJECT: Adopted Farmland Preservation Plan for Waukesha County

It is with great pleasure that we are transmitting to you a copy of the adopted Farmland Preservation Plan for Waukesha County. The Farmland Preservation Plan has been incorporated into the Comprehensive Development Plan for Waukesha County as Exhibit "D". The Waukesha County Board of Supervisors approved the adopting Ordinance at its meeting on October 25, 2011. Enclosed, please find a compact disc containing all plan components.

Section 66.1001(4)(b) of the Wisconsin Statutes requires the County to send a copy of the adopted plan to the municipal clerks including those local government units adjacent to the area subject to the Plan.

Administration
515 W. Moreland Blvd. • Room 260
Waukesha, Wisconsin 53188-3868
Phone: (262) 896-8300 • Fax: (262) 896-8298
www.waukeshacounty.gov/landandparks

CERTIFICATE

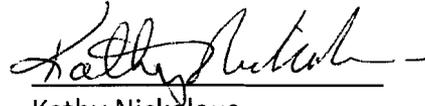
STATE OF WISCONSIN)

:SS

WAUKESHA COUNTY)

I, Kathy Nickolaus, County Clerk in and for the County of Waukesha, State of Wisconsin, DO HEREBY CERTIFY that the Enrolled Ordinance 166-58 was adopted by the Waukesha County Board of Supervisors in regular session on the 25th day of October, 2011.

CERTIFIED this 21st day of November, A.D., 2011.

A handwritten signature in cursive script, appearing to read "Kathy Nickolaus", written over a horizontal line.

Kathy Nickolaus
County Clerk

ENROLLED ORDINANCE 166-58

YEAR 2011 APPROVAL OF AMENDMENT TO THE COMPREHENSIVE DEVELOPMENT PLAN FOR WAUKESHA COUNTY (3 – WAUKESHA COUNTY DEPARTMENT OF PARKS AND LAND USE - FARMLAND PRESERVATION PLAN)

WHEREAS on February 24, 2009, the Waukesha County Board of Supervisors, in Enrolled Ordinance No 163-81, approved a Comprehensive Development Plan for Waukesha County, and

WHEREAS said Comprehensive Development Plan for Waukesha County provides for annual update and amendment procedures, and

WHEREAS, on February 17, 2011, the Waukesha County Park and Planning Commission and the Waukesha County Land Use, Parks and Environment Committee held a joint Public Hearing to receive testimony on proposed changes to the Comprehensive Development Plan for Waukesha County, and

WHEREAS the staff has identified in a “Staff Report and Recommendation” dated September 15, 2011, a summary of the Public Hearing, comments and Staff Recommendations for the proposed change to the Comprehensive Development Plan for Waukesha County, and

WHEREAS the “Staff Report and Recommendation” has been reviewed by the Waukesha County Park and Planning Commission on September 15, 2011, and a recommendation reported to the Land Use, Parks and Environment Committee and the Waukesha County Board of Supervisors as required in the Comprehensive Development Plan for Waukesha County and as set forth in a “Chart of Actions,” on file in the office of the Department of Parks and Land Use.

THE COUNTY BOARD OF SUPERVISORS OF THE COUNTY OF WAUKESHA ORDAINS that the following amendment is hereby approved to the Year 2035 Comprehensive Development Plan for Waukesha County:

3. *The Waukesha County Department of Parks and Land Use* requests that the Waukesha County Farmland Preservation Plan be incorporated as Appendix “D” of the Comprehensive Development Plan for Waukesha County and that a preface and amended Table of Contents be incorporated into “*A Comprehensive Development Plan for Waukesha County*” (WCCDP) in order to comply with the requirements of the State of Wisconsin farmland preservation law, which are set forth in Chapter 91 of the *Wisconsin Statutes*.

BE IT FURTHER ORDAINED that a more detailed description and map of the aforementioned Plan are on file in the office of the Waukesha County Department of Parks and Land Use.

BE IT FURTHER ORDAINED that the Waukesha County Clerk shall transmit copies of this Ordinance and copies of the Plan to the governing bodies of all of the cities, villages and towns within the county and to the designated agencies set forth in sec. 66.1001, Wis. Stats.

Adopted by the County Board: October 25, 2011

Approved by the County Executive: October 31, 2011

Publication Date: November 4, 2011

RECEIVED
WALWORTH COUNTY CLERK

Telephone: (262) 728-4140

Fax: (262) 728-4142

2011 NOV 30 AM 9:05

WALWORTH COUNTY METROPOLITAN SEWERAGE DISTRICT

975 W. Walworth Ave. • Delavan, WI 53115

November 29, 2011

MEMORANDUM:

TO:

Barb Stebnitz, City of Delavan
Darlene Igl, City of Elkhorn
Debra Kirch, Town of Geneva
Del Schaeffer, Inspiration Ministries
Diana Dykstra, Village of Darien
Dixie Bernstein, Town of Delavan
Gail Thompson, Lake Como Sanitary Dist. 1
Jacqueline Hopkins, Village of Williams Bay
Kimberly Bushey, Walworth County
Marilyn Larson, Town of Darien
Marisa Nor, Town of Walworth
Michael Williams, Veolia Mallard Ridge
Patrick Pahl, Geneva National
Shari Wisniewski, DLSD
Sue Kitzman, City of Delavan

FROM: Karla Rose Eggink



SUBJECT: WalCoMet 2012 Rates

During the November 15, 2011 Commission Meeting, the Walworth County Metropolitan Sewerage Board of Commissioners approved the 2012 Rate Study. The study included an evaluation of all debt and income projected for the year 2012 and established the billing rates for 2012. Attached please find a copy of the approved Rates.

RELEASE OF RAZE ORDER

Document Number

Title of Document

The Town of Bloomfield, Walworth County, State of Wisconsin, on the ___ day of November, 2011, does hereby release a Raze Order recorded as document no. 806901, with the Walworth County Register of Deeds for real property specifically described as follows in the Town of Bloomfield, Walworth County, State of Wisconsin:

Lots 11 through 13, inclusive and Lots 55 through 60, inclusive, Block 10 of Lake Ivanhoe Resort Subdivision, Township of Bloomfield, Walworth County, Wisconsin.



Doc # 826037
Recorded
November 14, 2011 11:44 AM

CONNIE J WOOLEVER
REGISTER OF DEEDS
WALWORTH COUNTY, WI
Fee Amount: \$30.00
Total Pages: 1

Record this document with the Register of Deeds

Name and Return Address:
Wassel, Harvey & Schuk, LLP
PO Box 524
Delavan, WI 53115

MIR 00174

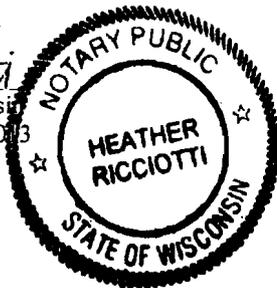
(Parcel Identification Number)

BAS

Brian A. Schuk
Town of Bloomfield Attorney

Signed and sworn to before me
this 11 day of November, 2011.

Heather Ricciotti
Notary Public, State of Wisconsin
My commission expires: 10/6/2013



This instrument drafted by:

Brian A. Schuk
Wassel, Harvey & Schuk, LLP
P.O. Box 524
Delavan, WI 53115

3
RECEIVED
WALWORTH COUNTY CLERK

2011 NOV 22 PM 12:35
Documental Number

Order for Razing the Building
located at 58 East Walworth Avenue, Delavan,
Wisconsin 53115 under §66.0413

Document Title



Doc # 826411
Recorded
November 18, 2011 10:48 AM

CONNIE J WOOLEVER
REGISTER OF DEEDS
WALWORTH COUNTY, WI
Fee Amount: \$30.00
Total Pages: 3

Recording Area

Name and Return Address

Attorney Steven A. Koch
Seymour, Kremer, Koch & Lochowicz LLP
P.O. Box 470
Elkhorn, WI 53121-0470

Parcel Identification Number (PIN)

Drafted by: Attorney Steven A. Koch, SBN 01000281
Elkhorn, Wisconsin

This information must be completed by submitter: document title, name & return address, and PIN (if required). Other information such as the granting clauses, legal description, etc. may be placed on this first page of the document or may be placed on additional pages of the document. Note: Use of this cover page adds one page to your document and \$2.00 to the recording fee. Wisconsin Statutes, §9.517.WRDA 2/96

ORDER FOR RAZING THE BUILDING LOCATED AT 58 EAST WALWORTH AVENUE, DELAVAN, WISCONSIN, 53115 UNDER § 66.0413

WHEREAS, on July 14, 2010, the City of Delavan Building Inspector posted on the property located at 58 East Walworth Avenue, Delavan, Wisconsin, and legally described as follows:

“Lots 7, 8, 9 and 10, Block 14, according to the Original Plat of the Village (now City) of Delavan, Walworth County, Wisconsin.

All that part of Lot 19, Block 14, of the Original Plat of the Village (now City) of Delavan, Walworth County, Wisconsin, described as follows: Beginning on the NW corner of said Lot 19 running thence Southeasterly 57 feet 9 inches; thence East 110 feet; thence North 55 feet; thence West to the place of beginning.”

an official placard which indicated that the building inspector had determined that the building was old, dilapidated, out of repair, and consequently dangerous, unsafe, unsanitary, and otherwise unfit for human habitation and unreasonable to repair which contained the following notice that: “This building may not be used for human habitation, occupancy or use.”; and

WHEREAS, Larry Lewis is the owner of the property located at 58 East Walworth Avenue, Delavan, Wisconsin 53115; and

WHEREAS, Larry Lewis has failed to comply and correct the deficiencies associated with the property located at 58 East Walworth Street, Delavan, Wisconsin 53115; and

WHEREAS, Wis. Stat. § 66.0413(1)(b) gives the building inspector the right to issue an order to the owner of the building to raze the building; and

WHEREAS, Wis. Stat. § 66.0413(1)(c) provides that if a building inspector determines that the cost of repairs of a building such as the building located at 58 East Walworth Avenue, Delavan, Wisconsin 53115, would exceed 50 % of the assessed value of the building divided by the ratio of the assessed value to the recommended value as last published by the Department of Revenue for the City of Delavan, the repairs are presumed unreasonable; and

WHEREAS, the building inspector for the City of Delavan has made said determination; and

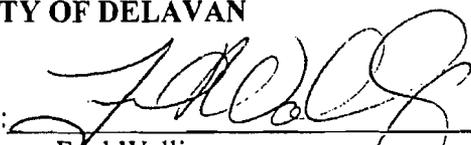
WHEREAS, the building located at 58 East Walworth Avenue in the City of Delavan, Wisconsin, is old, dilapidated, or out of repair, and consequently dangerous, unsafe, or otherwise unfit for human habitation; and

WHEREAS, Larry Lewis is the owner of record of said building, and, is married to Colleen Dale Lewis;

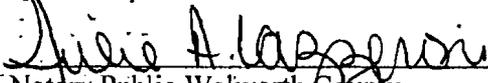
NOW THEREFORE, it is hereby ordered:

- 1) That Larry Lewis and Colleen Dale Lewis shall raze the building at 58 East Walworth Avenue, Delavan, Wisconsin by December 15, 2011.
- 2) That this order shall be served upon Larry Lewis and Colleen Dale Lewis and all holders of any encumbrances pursuant to Wis. Stat. § 66.0413(1)(d).

CITY OF DELAVAN

By: 
Fred Walling
City of Delavan Building Inspector

SUBSCRIBED AND SWORN before me this 14th day of November, 2011.


Notary Public Walworth County
My commission expires: 1/25/2015



December 13, 2011 – Walworth County Board Meeting

County Clerk

Kimberly S. Bushey
County Clerk

**Report of the County Clerk Regarding Communications Received by the
Board and Recommended to be Placed on File**

- Email correspondence received in the County Administrator's Office from the following individuals regarding Ordinance No. 692-10/11 – Amending Chapter 16 of the Walworth County Code of Ordinance Relating to Prohibition of Firearms:
 - Achilles Arestides
 - Ryan Sdano
 - Eda Wilson
- Oconto County Resolution No. 69-2011 – Concerns over the management of the Chequamegon-Nicolet National Forest



Keep Guns Out
Achilles Arestides to: twerblow
Please respond to aarestidesjr

11/09/2011 09:36 AM

Dear Board members,

I would like you to vote to keep guns out of our county buildings and special events.

Some people have said that signs will do no good because they will only keep out the law-abiding gun carriers. Recent events, such as the accidental discharge of a firearm at Southridge Mall, make it evident that even people with the best of intentions can put us all in danger when loaded guns are brought into public places.

I have always considered Walworth County a safe place to live, and I want it to stay that way!

Thank you.

Achilles Arestides
W3095 County Rd. J
East Troy, WI 53120



Guns don't belong in Walworth County buildings

Ryan Sdano to: twerblow
Please respond to ryanattitude2001

11/08/2011 07:58 PM

Dear County Board members,

As a concerned resident of Walworth County, I am writing to ask you to vote in favor of the resolution that will keep guns out of our county buildings.

This is something that is being considered in counties all across the state. From Milwaukee County to St. Croix County, county boards have made the right decision to keep firearms out of county-owned buildings. In fact, already half of Wisconsin's residents live in counties that have passed resolutions to prohibit guns, and more counties appear likely to pass similar ordinances in the coming weeks.

The residents and employees of Walworth County deserve no less! Please, keep us safe -- keep guns out!

Ryan Sdano
240 E. Main St.
Whitewater, WI 53190



Keep Guns Out
Eda Wilson to: twerblow
Please respond to edesw

11/09/2011 12:13 PM

Dear Board members,

I would like you to vote to keep guns out of our county buildings and special events.

Some people have said that signs will do no good because they will only keep out the law-abiding gun carriers. Recent events, such as the accidental discharge of a firearm at Southridge Mall, make it evident that even people with the best of intentions can put us all in danger when loaded guns are brought into public places.

I have always considered Walworth County a safe place to live, and I want it to stay that way!

Thank you.

Eda Wilson
215 E. Clay St. Unit 40
Whitewater, WI 53190

TO: THE HONORABLE CHAIRMAN AND MEMBERS OF THE OCONTO COUNTY BOARD OF SUPERVISORS

RE: **CONCERNS OVER THE MANAGEMENT OF THE CHEQUAMEGON-NICOLET NATIONAL FOREST**

WHEREAS, Oconto County recognizes the tremendous importance of the lands contained within the 1.6 million acres of the Chequamegon-Nicolet National Forest (CNNF) as an exceptional natural resource capable of producing a sustainable supply of timber products on an annual basis to provide economic, social, and biological benefits to Oconto County, the State of Wisconsin, as well as the Nation, and

WHEREAS, for the most part, these lands were purchased from counties where said lands are located under the pretext and commitment that these lands would be returned to a forested condition and that these lands would again provide a sound base for the local and regional economy and that local governments would play a major role in the management and operation of the Chequamegon-Nicolet National Forest, and

WHEREAS, the United States Forest Service has failed to consider the negative impact of reduced employment, and loss of local and state tax generation created by the National Forest Service refusal to manage the forest as a sustainable timber resource, and

WHEREAS, the United States Forest Service has failed to recognize the importance of operating the National Forests as a sustainable resource that greatly contributes to the wood, papermaking, packaging, furniture, and building material industries throughout Wisconsin. This has forced these industries to secure raw materials from outside of the United States, and also caused numerous wood industries to either close or relocate outside of Wisconsin, and

WHEREAS, since there has been a Forest Plan on the CNNF the Forest has never sold the Allowable Sale Quantity (ASQ) in the Forest Plan because of the complex analysis process the Forest Service must go through, and

WHEREAS, the CNNF has significantly reduced the amount of timber available for sale in the past 10 years. Last year the CNNF harvested less than one half of the timber required to maintain forest health. Harvesting levels on the National Forest Lands in both Softwood and Hardwood stands has been reduced significantly nationwide. For example, on the CNNF in Wisconsin with an Allowable Sale Quantity (ASQ) of 134 million board feet per year, they have averaged harvesting only 75 million board feet per year or approximately 58% of the ASQ. This is down substantially from the average harvested annually in the previous 10 years of 115 million board feet per year or approximately 88% of the ASQ. This translates to reduced revenue to local communities from direct Forest Service payments and a significant reduction in raw materials needed to sustain our forest industry and local economy, not to mention the long term impact on forest health and wildlife, and

WHEREAS, every 20,000 board feet of timber harvested provides enough raw material to sustain 1 job in our forest industry. Last year the CNNF failed to harvest 88 million board feet of timber available for harvest which could sustain 4,400 Wisconsin jobs, and

WHEREAS, Wisconsin loses 1 job for every 100 acres of productive forest land that is excluded from sustainable forest management practices. The CNNF has already excluded 446,000 acres of the forest from timber production which equates to a permanent loss of 4,460 jobs, and

WHEREAS, Wisconsin has lost both paper mills and sawmills, a large number of logging contractors and trucking firms as well as associated employment in our important forest products industry infrastructure. There are a variety of factors that have influenced these losses, but it is evident that the declining harvest on our national forest has played a major role in these losses. Private forests, state forests and county forests have felt ever-increasing pressure to supply raw forest products to replace the void created by declining harvest on national forests. We must see immediate changes to shift the source of raw material supply to

1 the CNNF soon, or we may lose our remaining forest products industry here in Wisconsin which
2 will result in our inability to practice sound forest management on all of our forestlands, and
3

4 WHEREAS, the declining harvest and lack of proper forest management on our national forest
5 lands leads to an array of forest health concerns. Forest health issues on national forests in
6 Wisconsin often spread to adjacent lands including state forests, county forests and privately
7 owned forestlands. Forest pests and diseases do not adhere to ownership boundaries so the lack
8 of management on our national forests may increase forest health issues on adjacent forestland,
9 and
10

11 WHEREAS, with the exception of the Chequamegon-Nicolet National Forest, all public forests
12 including state forests, county forests and most private forestlands in Wisconsin have received
13 third party certification as being managed on a sustainable basis.
14

15 NOW, THEREFORE, BE IT RESOLVED that the Oconto County Board of Supervisors recognize that the
16 Chequamegon-Nicolet National Forest is an exceptional natural resource that has the capacity to
17 provide recreational, social, and economic benefits on a sustainable basis provided that the
18 lands within the Chequamegon-Nicolet National Forest are properly managed as a sustainable,
19 renewable timber resource, and are managed with consideration to the local units of
20 governments that contain the national forests, and
21

22 BE IT FURTHER RESOLVED THAT, severe reductions in timber harvesting below sustainable
23 levels within the Chequamegon-Nicolet National Forest constitutes continuing evidence that the
24 United States Forest Service is unwilling or unable to properly manage the Chequamegon-Nicolet
25 National Forest and that this Board of Supervisors demands that all management of the
26 Chequamegon-Nicolet National Forest revert back to the counties where said forest lands are
27 located by virtue of a breach of promise by the Federal Government and their failure to comply
28 with the Clark-McNary Act, and
29

30 BE IT FURTHER RESOLVED THAT, the CNNF manage their forest land at the ASQ level as
31 identified in the 2004 Forest Plan as well as manage the backlog of unharvested timber
32 (approximately 42% per year) that has not been harvested since implementation of the 2004
33 Forest Plan, and
34

35 BE IT FURTHER RESOLVED THAT, Oconto County requests a written response from the U.S.
36 Regional Forester and CNNF Forest Supervisor within 60 days regarding why these lands are not
37 managed in accordance with the provision of the 2004 Forest Plan, and
38

39 BE IT FURTHER RESOLVED THAT, copies of this Resolution be presented to President Barack
40 Obama, Secretary of the Department of Agriculture Tom Vilsack, Chief of the Forest Service
41 Thomas Tidwell, U.S. Regional Forester Charles Myers, CNNF Forest Supervisor Paul Strong,
42 Wisconsin Federal Representatives Senator Herb Kohl and Senator Ronald Johnson,
43 Congressman Reid Ribble, Governor Scott Walker, Wisconsin Senators and Representatives
44 representing constituents in Oconto County, All towns and municipalities in Oconto County,
45 Wisconsin Counties Association, Wisconsin County Forest Association. We respectfully request
46 that all counties in Wisconsin take similar action in order to safeguard natural resources that all
47 Wisconsin citizens rely upon for recreation, commerce, employment and energy production, and
48 forward same.
49

50 Submitted this 20th Day of October, 2011

51 BY: Forest, Parks, & Recreation/Land Information Systems Subcommittee

52
53 Louis Winkler Donald Buhrandt
54 Vernon Zoeller Robert Pott
55 Gregory Sekela
56

STATE OF WISCONSIN } I, Kim Pytieski
County Oconto } do hereby certify
that the above is a true and correct copy of the
original now on file in the office of the County Clerk and
that it was adopted by the Oconto County Board of
Supervisors on this date.
Date: 10/20/11 Kim Pytieski
(Seal) County Clerk

57 Reviewed by Corporation Counsel:

Adopted by Vote:

58 AW 10/10/11
59 Initials of Date
60 Corp. Counsel Reviewed

Ayes: 31 Nays: 0 Absent: 0

November 18, 2011 – expanded
(November 17, 2011 County Zoning Agency meeting)

Please include the following County Zoning Agency items on the December 13, 2011, County Board agenda:

1.) Rezones:

- a. Gregory G. & Annette M. Walbrandt / Nancy C. Walbrandt / Lafayette Township. Rezone .361 acres of land in the A-5 Agricultural-Rural Residential District to A-1 Prime Agricultural Land District and rezone .733 acres of land in the A-1 Prime Agricultural Land District to A-5 Agricultural-Rural Residential District to complete a lot line adjustment.

Approved: 5 – 0 at the November 17, 2011, County Zoning Agency public hearing.

CONFORMANCE WITH COUNTY LAND USE PLAN: The rezone will provide a buffer area between an existing farm residence and the farm structures and would be consistent with farmland preservation standards because no new development is proposed.

- b. Community Action, Inc. of Rock and Walworth Counties / Darien Township. Rezone approximately 2.22 acres of B-4 Highway Business and A-1 Prime Agricultural Districts to P-2 Institutional Park District to bring an existing homeless shelter into compliance with the County Zoning Ordinance.

Approved 5 – 0 at the November 17, 2011, County Zoning Agency public hearing.

CONFORMANCE WITH COUNTY LAND USE PLAN: The A-1 portion of the rezone has not been historically farmed as the homeless shelter was a motel prior to being converted into a shelter in 1992.

ORDINANCE NO. 701 – 12/11

AMENDING SECTIONS 15-552 AND 15-743 OF THE WALWORTH COUNTY CODE
OF ORDINANCES RELATING TO CONTRIBUTIONS AND MILITARY LEAVE

1 THE WALWORTH COUNTY BOARD OF SUPERVISORS DOES ORDAIN AS
2 FOLLOWS:

3
4 **PART I: That Section 15-552 of the Walworth County Code of Ordinances is hereby**
5 **amended as follows (additions shown by underline; deletions shown by strike-through):**
6

7 **“Sec. 15-552. Contributions.**

8
9 (a) For employees in the Deputy Sheriff Association hired prior to ~~December 31~~ July
10 1, 2011, the county shall pay employer-required WRS contributions and shall pay, on behalf of
11 the employee, employee-required contributions up to the amount required by the terms of a
12 collective bargaining agreement. For employees in the Deputy Sheriff Association hired ~~after~~ on
13 or after July 1, 2011, the county shall pay employer-required WRS contributions, and the
14 employee shall pay, on behalf of the employee, the employee-required contributions up to the
15 amount prescribed by state law.
16

17 (b) For non-represented protective class employees, including the Sheriff, the county
18 shall pay employer-required WRS contributions and shall pay, on behalf of the employee,
19 employee-required contributions up to the amount prescribed by state law.

20 (c) For all other employees, the payment shall be split between the county and the
21 employee, as prescribed by state law.
22

23 (d) A casual, limited term or student intern employee who meets WRS eligibility
24 requirements shall be required to pay the employee-required WRS contribution.
25

26 (e) The county shall not pay any portion of the employee required contribution for
27 social security and federal Medicare insurance.
28

29 (f) For employees in the Deputy Sheriff Association hired prior to July 1, 2011 and
30 employees defined in 15-552(b), Upon submission of military orders confirming an employee's
31 active military service, the county shall continue to pay applicable plan contributions as outlined
32 in 15-552(a)--(e) and report the creditable service for said period of military leave, pursuant to
33 the Uniformed Services Employment and Reemployment Rights Act of 1994 (USERRA)
34

35 (g) For employees in the Deputy Sheriff Association hired on or after July 1, 2011
36 and all other county employees, upon submission of military orders confirming active military
37 service, the county shall place the employee on unpaid military leave status. Upon return from
38 leave and receipt of the employee's leave and earnings statement, DD214, and the employee's
39 written desire to invoke USERRA rights, the county will retroactively report hours and earnings

1 to Wisconsin Retirement. The employee will be responsible for paying the employee
2 contributions and will have reinstatement, any employee required contributions made on behalf
3 of the employee shall be recouped beginning with the date of reemployment, and ending on the
4 earlier of: (1) three times the period of military service, or; (2) five years to pay those
5 contributions. If the employee does not wish to invoke USERRA, the county shall not be
6 required to pay the employer share or report the hours and earnings applicable to the period of
7 military leave is not reinstated as outlined in 15-744, the retirement plan contributions and
8 creditable service will be adjusted accordingly. If the employee wishes to use benefit time to
9 cover any portion of military leave, contributions shall be made to Wisconsin Retirement as
10 defined in 15-552 (a)--(e) during the pay cycle in which the pay occurred.

11
12 (g)(h) For an employee on workers compensation, the county will continue to pay
13 applicable plan contributions as outlined in 15-552(a)—(de) and report the creditable service
14 during the temporary disability period. If an employee does not have enough earnings in a pay
15 period to make the employee required contributions for their temporary disability period, the
16 county will make the contribution on the employee’s behalf. Upon the employee’s return to
17 work, any employee required contributions made on behalf of the employee shall be recouped
18 from the employee’s future earnings in an amount not greater than 5% of each payment of
19 earnings.”

20
21 **PART II: That Section 15-743 of the Walworth County Code of Ordinances is hereby**
22 **amended as follows (additions shown by underline; deletions shown by strike-through):**
23

24 **“Sec. 15-743. Rights and benefits during military leave.**

25
26 (a) The employee shall provide reasonable advance notice of his or her order for
27 military service. An employee giving notice of military service shall be granted a military leave
28 of absence. If the leave is for a period greater than two weeks, the leave shall be without pay. Pay
29 for the first two weeks will be paid pursuant to section 15-742. An employee on military leave
30 shall be eligible to participate in benefit plans available to employees on other types of leave and
31 shall be allowed to use any accrued vacation, compensatory time or holiday time, upon request.
32 The employee shall not earn additional time-off accruals, with the exception of subsection (b),
33 while on military leave, except when the employee chooses to utilize previously banked time off
34 balances. Health insurance continuation under COBRA shall apply for up to 24 months.

35
36 (b) Employees on military leave, who are deployed pursuant to federal orders, shall
37 be entitled to continue to accrue vacation benefits during their period of deployment subject to
38 sections 15-510 through 15-517.

39
40 (d) For an employee in the Deputy Sheriff Association hired prior to July 1, 2011 and
41 employees defined in 15-552(b), ~~While~~ the employee is on military leave, the county will
42 continue to ~~report~~ make retirement plan contributions (both employer and employee portions) as
43 though the employee has remained actively employed and report creditable service for the period
44 of military leave. ~~Upon reinstatement from leave the employee contributions will be collected as~~
45 outlined in section 15-552(f). If the employee is not reinstated during the time period as outlined

1 in section 15-744, the retirement plan contributions and creditable service will be adjusted to
2 reflect actual authorized leave.

3
4 (e) The employee shall receive any credit for time earned while on military leave as
5 well as any pay range steps that may have occurred while away on military leave.”
6

7 **PART III: This Ordinance shall become effective upon passage.**

8
9 **PASSED and ADOPTED** by the Walworth County Board of Supervisors this 13th day of
10 December, 2011.
11

12
13
14
15 _____
16 Nancy Russell
17 County Board Chair

15 _____
16 Kimberly S. Bushey
17 Attest: County Clerk

18
19 **County Board Meeting Date:** December 13, 2011

20
21 Action Required: Majority Vote X Two-thirds Vote _____ Other _____

Policy and Fiscal Note is attached.
Reviewed and approved pursuant to Section 2-91 of the Walworth County Code of Ordinances:

 12/2/2011

Date
David A. Bretl
County Administrator/Corporation Counsel

 12/5/11

Date
Nicole Andersen
Deputy County Administrator-Finance

If unsigned, exceptions shall be so noted by the County Administrator.

Ordinance No. 701-12/11
Fiscal Note and Policy Impact Statement

- I. **Title:** Amending Sections 15-552 and 15-743 of the Walworth County Code of Ordinances Relating to Contributions and Military Leave
- II. **Purpose and Policy Impact Statement:** The purpose of this ordinance amendment is to amend Sections 15-552 and 15-743 of the Code, so as to reflect the recent changes in State law with regard to WRS.
- III. **Is this a budgeted item and what is its fiscal impact:** The fiscal impact associated with this change will be minimal.
- IV. **Referred to the following standing committee(s) for consideration and date of referral:**

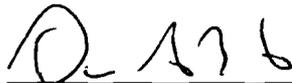
Committee: Human Resources Committee

Date: November 16, 2011

Vote: 4 – 0

County Board Meeting Date: December 13, 2011

Policy and fiscal note has been reviewed and approved as an accurate statement of the probable policy and fiscal impacts associated with passage of the attached ordinance.

 12/2/2011
Date

David A. Bretl
County Administrator/Corporation Counsel

 12/15/11
Date

Nicole Andersen
Deputy County Administrator-Finance

ORDINANCE NO. 702 – 12/11

AMENDING SECTIONS 15-531 AND 15-532 OF THE WALWORTH COUNTY CODE OF ORDINANCES RELATING TO HEALTH INSURANCE FOR NEW HIRES AND SWORN STAFF

1 THE WALWORTH COUNTY BOARD OF SUPERVISORS DOES ORDAIN AS
2 FOLLOWS:

3
4 **PART I: That Section 15-531 of the Walworth County Code of Ordinances is hereby**
5 **amended as follows (additions shown by underline; deletions shown by strike-through):**
6

7 **“Sec. 15-531. Eligibility and exclusions.**

8
9 (a) Regular employees who are regularly scheduled to work a minimum of 0.5 FTE,
10 elected officers, and county board supervisors, shall be eligible to enroll in the health or dental
11 plans. Except as provided in (b), an individual may only receive insurance coverage under one
12 insurance plan sponsored by the county.
13

14 (b) An individual who had duplicate coverage under two or more insurance plans as
15 of May 31, 1992 may continue to be covered under more than one plan sponsored by the county.
16 The individual may coordinate benefits between the plans, but any specified benefit maximums
17 shall not be increased.
18

19 (c) Upon retirement from the county, an employee may be able to continue in the
20 insurance plan, subject to section 15-556.”
21

22 **PART II: That Section 15-532 of the Walworth County Code of Ordinances is hereby**
23 **amended as follows (additions shown by underline; deletions shown by strike-through):**
24

25 **“Sec. 15-532. Insurance plans.**

26
27 (a) *Health insurance.* The group health insurance plans shall be subject to the
28 provisions of the plan document and shall apply to all enrolled individuals.
29

30 (1) Employees hired prior to January 1, 2012 are eligible to enroll in the tier one
31 health plan.
32

33 (2) Employees hired on or after January 1, 2012 are eligible to enroll in the tier two
34 health plan.
35

36 (3) Beginning January 1, 2013, all deputy sheriff association members and sworn
37 management staff (Sheriff, Undersheriff, Captain and Lieutenant) will move from
38 the tier one to the tier two health plan.
39

1 (b) *Dental insurance.* The group dental insurance plan shall be subject to the
2 provisions of the plan document and shall apply to all enrolled individuals, excluding teaching
3 and professional staff of the special education department.
4

5 (c) *Dental insurance for teaching staff.* A separate dental insurance plan shall be
6 provided to teaching and professional staff of the special education department, excluding hourly
7 employees. The county retains the right to change the plan and/or provider to be more cost-
8 effective at any time.
9

10 ~~(d) — A retiree may only enroll in the plan(s) that would be available to the employee as~~
11 ~~an active employee in his or her last position with the county.~~
12

13 (d) An employee who retires and is eligible for retiree health insurance pursuant to
14 15-556 (a) will be eligible to enroll in the health plan available to them as an active employee at
15 the time of their retirement.
16

17 (1) Any deputy sheriff association or sworn management employee that was retired
18 on or before December 31, 2012 will continue to be enrolled in the tier one health plan. Any
19 deputy sheriff association or sworn management employee retiring on or after January 1, 2013
20 will retire under the tier two health plan.”
21

22 **PART III: This Ordinance shall become effective upon passage.**
23

24 **PASSED and ADOPTED** by the Walworth County Board of Supervisors this 13th day of
25 December, 2011.
26

27
28
29
30 _____
31 Nancy Russell
32 County Board Chair

30 _____
31 Kimberly S. Bushey
32 Attest: County Clerk

33
34 **County Board Meeting Date:** December 13, 2011
35

36 Action Required: Majority Vote X Two-thirds Vote _____ Other _____

Policy and Fiscal Note is attached.

Reviewed and approved pursuant to Section 2-91 of the Walworth County Code of Ordinances:

David A. Bretl 12/5/11
Date
County Administrator/Corporation Counsel

Nicole Andersen 12/5/11
Date
Deputy County Administrator-Finance

If unsigned, exceptions shall be so noted by the County Administrator.

ORDINANCE NO. 703 – 12/11

**AMENDING SECTION 15-17 OF CHAPTER 15 OF THE WALWORTH COUNTY
CODE OF ORDINANCES RELATING TO AN HS WORKER IV POSITION IN
HEALTH AND HUMAN SERVICES**

1 **THE WALWORTH COUNTY BOARD OF SUPERVISORS DOES ORDAIN AS**
2 **FOLLOWS:**

3
4 **PART I: That Section 15-17 in Division 2 of Article I of Chapter 15 of the Walworth**
5 **County Code of Ordinances is hereby amended to read as follows:**

6
7 **“Sec. 15-17. Authorized positions by department.**

8
9 (a) County positions shall be classified and allocated to departments as listed in this section.

10
11 (j) *Health & Human Services*

12	CLASSIFICATION TITLE	FTE
13		
14		
15	Account Clerk III	2.00
16	Associate Nutrition Specialist	0.84
17	Behavioral Analyst	1.00
18	Child Support Lead Worker	1.00
19	Clerk I	1.00
20	Clerk II	4.60
21	Clerk III	1.00
22	Clerk IV	16.00
23	Crisis Intervention Lead Worker	1.00
24	Deputy Director – Health & Human Services	1.75
25	Director – Health & Human Services	1.00
26	Economic Support Lead Worker	1.00
27	Economic Support Specialist	13.00
28	Energy Assistance Coordinator	0.75
29	Environmental Health Specialist	1.00
30	HS Manager-Aging & Long Term Care	1.00
31	HS Manager-Community Support Programs	1.00
32	HS Manager- Children’s Services	1.00
33	HS Manager-Mental Health/AODA	1.00
34	HS Manager-Public Health	1.00
35	HS Specialist I	50.49
36	HS Specialist II	1.00
37	HS Specialist III	8.00
38	HS Specialist IV	2.00
39	HS Supervisor-Administration	1.00

1	HS Supervisor-ADRC	1.00
2	HS Supervisor-Child Support	1.00
3	HS Supervisor-Community Support Program	1.00
4	HS Supervisor-Crisis Intervention	1.00
5	HS Supervisor-Economic Support	2.00
6	HS Supervisor-Fiscal Support	1.00
7	HS Supervisor-Juvenile Court Intake/Child Abuse & Neglect	1.00
8	HS Supervisor-Nutrition	1.00
9	HS Supervisor-Ongoing Case Management	1.00
10	HS Supervisor-Public Health	1.00
11	HS Supervisor-Support Services	1.00
12	HS Supervisor-Transportation	1.00
13	HS Supervisor-WIC	1.00
14	HS Worker II	1.00
15	HS Worker IV	1.00 2.00
16	HS Worker IV (SAC IT)	1.00
17	HS Worker V (SAC)	1.00
18	MH/AODA Case Manager	1.00
19	Nutrition Site Worker	1.87
20	Nutrition Specialist	1.00
21	Paternity Specialist	1.00
22	Public Health Nurse BSN	4.00
23	Receptionist/Clerk	5.04
24	Registered Occupational Therapist	1.00
25	Representative Payee Coordinator	1.00
26	RN (Mental Health)	1.00
27	Secretary – Confidential	1.00
28	Senior Accountant ¹	1.00
29	Support Specialist	5.00
30	Teacher	1.00
31	Van Driver	4.40
32	Total Health & Human Services FTEs	161.74
33	¹ Reports to Finance	

34
35 **PART II: The ordinance shall become effective as of January 1, 2012.**

36
37 **PASSED and ADOPTED** by the Walworth County Board of Supervisors this 13th day of
38 December, 2011.

39
40
41
42
43 _____
44 Nancy Russell
County Board Chair

43 _____
44 Kimberly S. Bushey
Attest: County Clerk

Resolution No. 72 – 12/11
Adopting Revised Insurance Premium Equivalents for 2012

1 Moved/Sponsored by: Human Resources Committee

2
3 **WHEREAS**, Finance staff met with M3, the County’s employee benefits consultant; and,

4
5 **WHEREAS**, based on the consultant’s suggestion, Finance staff initially recommended a 4.4%
6 health insurance rate increase for 2012; and,

7
8 **WHEREAS**, on August 17, 2011, the Human Resources Committee discussed the issue of
9 health insurance premium equivalents for 2012 and forwarded the issue to the County Board;
10 and,

11
12 **WHEREAS**, on September 29, 2011, the County Board adopted the County Administrator’s
13 recommendation to increase the health insurance premium equivalent rates by 4.4% for the 2012
14 Plan Year; and,

15
16 **WHEREAS**, on November 16, 2011, the Human Resources Committee reviewed newly
17 obtained information that will result in lower projected costs for 2012; and,

18
19 **WHEREAS**, it is the County’s intent to reduce the previously adopted 2012 health insurance
20 premium equivalent rates to reflect the reduction in projected costs; and,

21
22 **WHEREAS**, additional cost savings related to health insurance premiums may be available to
23 the County by implementing a second tier health insurance plan, effective January 1, 2012,
24 which plan would apply to new hires and such current employees as may be designated by the
25 County Board from time to time.

26
27 **NOW, THEREFORE, BE IT RESOLVED** that the Walworth County Board of Supervisors
28 hereby adopts the revised premium equivalents rates for the Tier I health plan and establishes
29 new rates for the Tier II health plan as specified on Attachment A.

30
31 **BE IT FURTHER RESOLVED** that such rates will be effective for the 2012 Plan Year and
32 shall supersede the 2012 rates previously approved by the County Board.

33
34
35
36 _____
37 Nancy Russell
38 County Board Chair

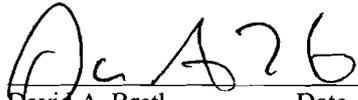
Kimberly S. Bushey
County Clerk

39
40
41 County Board Meeting Date: December 13, 2011

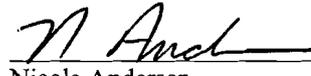
42
43 Action Required: Majority Vote X Two-thirds Vote _____ Other _____

Policy and Fiscal Note is attached.

Reviewed and approved pursuant to Section 2-91 of the Walworth County Code of Ordinances:

 12/5/11
Date

David A. Bretl
County Administrator/Corporation Counsel

 12/5/11
Date

Nicole Andersen
Deputy County Administrator – Finance

Attachment A

The following charts highlight the 2011 rates, the adopted 2012 rates, and the proposed rate revisions for fiscal 2012. Tier 1 is applicable to County employees hired on or before December 31, 2011. The Tier 2 rates would be offered to new employees, effective January 1, 2012.

	2011 Adopted Rates	2012 Rates Adopted 09/29/2011	2012 Revised Rate Proposal
Tier 1			
Single	\$ 900	\$ 940	\$ 900
Family	\$ 2,225	\$ 2,325	\$ 2,225
Medicare	\$ 630	\$ 660	\$ 630

	2011 Adopted Rates	2012 Rates Adopted 09/29/2011	2012 Proposed Rates
Tier 2			
Single	n/a	n/a	\$ 743
Family	n/a	n/a	\$ 1,793
Medicare	Not applicable for 2012		

ORDINANCE NO. 704– 12/11

**AMENDING CHAPTER 16 OF THE WALWORTH COUNTY CODE OF ORDINANCES
RELATING TO USE OF THE LAKELAND SCHOOL**

**THE WALWORTH COUNTY BOARD OF SUPERVISORS DOES ORDAIN AS
FOLLOWS:**

1 **PART I: That Section 16-11 of the Walworth County Code of Ordinances is hereby**
2 **amended to add paragraph (l), which shall read as follows:**
3

4 **“Sec. 16-11. Use of county-owned property for private functions and events.**

5
6 (l) *Use of Lakeland School.* Notwithstanding any provision of this ordinance to the
7 contrary, the following provisions shall apply to the Lakeland School:
8

9 (1) The County recognizes that the Lakeland School contains specialized facilities
10 and equipment, including a swimming pool and specially-designed exercise
11 equipment, which make it different from other County buildings. Opening these
12 facilities and equipment to the general public would entail additional costs to
13 Walworth County and would detract from the educational mission of the school
14 through increased wear on the facility and equipment.
15

16 (2) Use of the Lakeland School is restricted to Lakeland School students, employees
17 of the Children With Disabilities Education Board and Lakeland School-related
18 organizations, which organizations enhance Lakeland School student activities
19 and curriculum, including, but not limited to, Friends of Lakeland School,
20 Association for Retarded Citizens, TOPs Soccer and Special Olympics.
21

22 (3) Use of the Lakeland School by individuals and organizations identified in (2)
23 shall be in accordance with County Administrative Procedures and rules of the
24 Lakeland School, which Procedures and rules shall be consistent with this
25 ordinance. Requests for school use shall be made to the Director of Special
26 Education, who shall be responsible for granting or denying the request. All other
27 provisions of (c) shall apply in the event a request is denied.
28

29 (4) Procedures enacted pursuant to (3) shall provide for issues including, but not
30 limited to, the recovery of actual costs incurred by the County relating to facility
31 use, liability and security.”
32

33 **PART II: This Ordinance shall become effective upon passage and publication.**

34
35 **PASSED and ADOPTED** by the Walworth County Board of Supervisors this 13th day of
36 December 2011.
37
38

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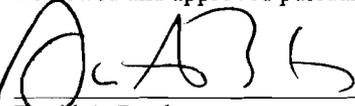
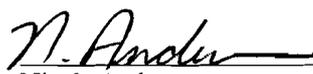
Nancy Russell
County Board Chair

Kimberly S. Bushey
Attest: County Clerk

County Board Meeting Date: December 13, 2011

Action Required: X Majority Vote 2/3 Vote Other

Policy and Fiscal Note is attached.
Reviewed and approved pursuant to Section 2-91 of the Walworth County Code of Ordinances:

	<u>12/5/11</u>		<u>12/5/11</u>
David A. Bretl	Date	Nicole Andersen	Date
County Administrator/Corporation Counsel		Deputy County Administrator - Finance	

If unsigned, exceptions shall be so noted by the County Administrator.

Ordinance No. 704 – 12/11
Fiscal Note and Policy Impact Statement

- I. Title:** Amending Chapter 16 of the Walworth County Code of Ordinances Relating to Use of the Lakeland School
- II. Purpose and Policy Impact Statement:** The purpose of this ordinance is to clarify use of the Lakeland School. Students, school employees and Lakeland School-related organizations would be permitted to use the facility with the permission of the Director of Special Education. If this ordinance is approved, detailed administrative procedures will be drafted to implement the ordinance and convey such issues as cost-recovery, security and liability.
- III. Is this a budgeted item and what is its fiscal impact:** Passage of this ordinance will have no fiscal impact on the County budget.
- IV. Referred to the following standing committee(s) for consideration and date of referral:**

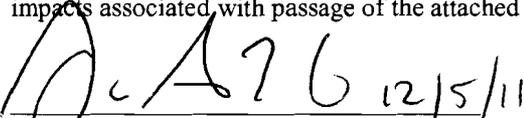
Committee: Public Works

Date: November 14, 2011

Vote: 3 – 0

County Board Meeting Date: December 13, 2011

Policy and fiscal note has been reviewed and approved as an accurate statement of the probable policy and fiscal impacts associated with passage of the attached resolution.



Date

David A. Bretl
County Administrator/Corporation Counsel



Date

Nicole Andersen
Deputy County Administrator – Finance

If unsigned, exceptions shall be so noted by the County Administrator.

Resolution No. 73– 12/11
**Supporting the Research of Options Pertaining to the Housing Needs of the Child
Advocacy Center and the Association for Prevention of Family Violence**

1 Moved/Sponsored by: Public Works Committee

2
3 **WHEREAS**, the Walworth County Alliance for Children has presented various proposals to the
4 County for assistance in housing a Child Advocacy Center (“CAC”); and,

5
6 **WHEREAS**, on January 11, 2011, pursuant to Res. No. 73-01/11, the County Board approved a
7 lease by and between Walworth County and the Children’s Service Society of Wisconsin
8 (“CSSW”) for use of the West Wing of the County’s Government Center; and,

9
10 **WHEREAS**, on August 9, 2011, at the request of the Alliance for Children, that lease was
11 rescinded and the West Wing project discontinued; and,

12
13 **WHEREAS**, on November 14, 2011, the Alliance for Children proposed construction of a new
14 facility on land owned by the County; and,

15
16 **WHEREAS**, at the November 14, 2011 Public Works Committee meeting, the Association for
17 the Prevention of Family Violence (“APFV”) requested space in any new building that would be
18 constructed; and,

19
20 **WHEREAS**, there are numerous considerations for the County in determining whether and how
21 to facilitate construction of a building to house CAC, including:

- 22
23 • Whether the County should sell or lease land;
24 • How much land should be included;
25 • What type of reversion interest the County should reserve;
26 • If the County leases land, what the terms of said lease should be; and,

27
28 **WHEREAS**, it was the Committee’s preference to retain ownership of the land and construct
29 and lease a building for use as a CAC and, if feasible, provide space to APFV; and,

30
31 **WHEREAS**, the Committee seeks the County Board’s input with respect to this matter; and,

32
33 **WHEREAS**, the County Board has considered various options presented by the Deputy County
34 Administrator – Central Services.

35
36 **NOW, THEREFORE, BE IT RESOLVED** by the Walworth County Board of Supervisors that
37 the Board grants conceptual approval of the option of_____.

38
39 **BE IT FURTHER RESOLVED** that this approval is non-binding on the County; and,

40
41 **BE IT FURTHER RESOLVED** that staff be directed to develop a final plan for approval by
42 the County Board.

Policy and Fiscal Note
Resolution No. 73- 12/11

- I. Title:** Supporting the Research of Options Pertaining to the Housing Needs of the Child Advocacy Center and the Association for Prevention of Family Violence
- II. Purpose and Policy Impact Statement:** The purpose of this resolution is to provide conceptual approval for County involvement in providing space for the operation of CAC.
- III. Budget and Fiscal Impact:** This is simply an advisory resolution and will have no fiscal impact on the County budget.
- IV. Referred to the following standing committees for consideration and date of referral:**

Committee: Public Works Meeting Date: November 14, 2011

Vote: 3 – 0

County Board Meeting Date: December 13, 2011

Policy and fiscal note has been reviewed and approved as an accurate statement of the probable policy and fiscal impacts associated with passage of the attached resolution.

David A. Bretl Date
County Administrator/Corporation Counsel

Nicole Andersen Date
Deputy County Administrator - Finance